

# Senate File 546 - Introduced

SENATE FILE 546  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1172)

## A BILL FOR

1 An Act relating to statutory corrections which may adjust  
2 language to reflect current practices, insert earlier  
3 omissions, delete redundancies and inaccuracies, delete  
4 temporary language, resolve inconsistencies and conflicts,  
5 update ongoing provisions, or remove ambiguities, and  
6 including retroactive applicability provisions.  
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

MISCELLANEOUS CHANGES

Section 1. Section 1.14, Code 2019, is amended to read as follows:

**1.14 Tribal ordinances or customs enforced.**

Any tribal ordinance or custom ~~heretofore or hereafter~~ adopted by the governing council of the Sac and Fox Indian settlement in Tama county in the exercise of any authority which it may possess shall, if not inconsistent with any applicable civil law of the state, be given full force and effect in the determination of civil causes of action pursuant to [sections 1.12, 1.13, this section, and 1.15](#).

Sec. 2. Section 8.33, Code 2019, is amended to read as follows:

**8.33 Time limit on obligations — reversion.**

1. No obligation of any kind shall be incurred or created subsequent to the last day of the fiscal year for which an appropriation is made, except when specific provision otherwise is made in the Act making the appropriation. On August 31, or as otherwise provided in an appropriation Act, following the close of each fiscal year, all unencumbered or unobligated balances of appropriations made for that fiscal term revert to the state treasury and to the credit of the funds from which the appropriations were made, except that capital expenditures for the purchase of land or the erection of buildings or new construction continue in force until the attainment of the object or the completion of the work for which the appropriations were made unless the Act making an appropriation for the capital expenditure contains a specific provision relating to a time limit for incurring an obligation or reversion of funds. [This section](#) does not repeal sections 7D.11 through 7D.14.

2. ~~No~~ A payment of an obligation for goods and services shall not be charged to an appropriation subsequent to the last day of the fiscal year for which the appropriation is made

1 unless the goods or services are received on or before the last  
2 day of the fiscal year, except that repair projects, purchase  
3 of specialized equipment and furnishings, and other contracts  
4 for services and capital expenditures for the purchase of land  
5 or the erection of buildings or new construction or remodeling,  
6 which were committed and in progress prior to the end of the  
7 fiscal year are excluded from this ~~provision~~ subsection.

8 Sec. 3. Section 8.35A, subsection 2, Code 2019, is amended  
9 to read as follows:

10 2. Commencing October 1, the director shall provide weekly  
11 budget ~~tapes~~ data files in the form and level of detail  
12 requested by the legislative services agency reflecting  
13 finalized agency budget requests for the following fiscal year  
14 as submitted to the governor. The director shall transmit  
15 all agency requests in final form to the legislative services  
16 agency by November 15. Final budget records containing the  
17 governor's recommendation and final agency requests shall be  
18 transmitted to the legislative services agency by January  
19 1 or no later than the date the governor's budget document  
20 is delivered to the printer. The governor's recommendation  
21 included on this record shall be considered confidential by  
22 the legislative services agency until it is made public by  
23 the governor. The legislative services agency shall use this  
24 data in the preparation of information for the legislative  
25 appropriation process.

26 Sec. 4. Section 8.38, Code 2019, is amended to read as  
27 follows:

28 **8.38 Misuse of appropriations.**

29 ~~No~~ A state department, institution, or agency, or any board  
30 member, commissioner, director, manager, or other person  
31 connected with any such department, institution, or agency,  
32 shall not expend funds or approve claims in excess of the  
33 appropriations made thereto, nor expend funds for any purpose  
34 other than that for which the money was appropriated, except  
35 as otherwise provided by law. A violation of ~~the foregoing~~

1 ~~provision~~ this section shall make any person ~~violating same,~~  
 2 committing or consenting to the violation ~~of same~~ liable to the  
 3 state for ~~such~~ the sum ~~so~~ expended together with interest and  
 4 costs, which shall be recoverable in an action to be instituted  
 5 by the attorney general for the use of the state, ~~which.~~ The  
 6 action may be brought in any county of the state.

7 Sec. 5. Section 8.46, subsection 4, Code 2019, is amended  
 8 to read as follows:

9 4. A contract for construction by a private party of  
 10 property to be lease-purchased by a state agency is a contract  
 11 for a public improvement as defined in section 26.2 and is a  
 12 lease-purchase arrangement for purposes of this section. If  
 13 the estimated cost of the property to be lease-purchased that  
 14 is renovated, repaired, or involves new construction exceeds  
 15 the competitive bid threshold in section 26.3, the state agency  
 16 shall comply with the competitive bidding requirements of  
 17 section 26.3.

18 Sec. 6. Section 8.57B, subsection 1, Code 2019, is amended  
 19 to read as follows:

20 1. A water quality infrastructure fund is created within  
 21 the division of soil conservation and water quality of the  
 22 department of agriculture and land stewardship. The fund shall  
 23 consist of moneys ~~transferred~~ deposited in the fund pursuant  
 24 to section 8.57, subsection 5, paragraph "f", subparagraph  
 25 (1), subparagraph division (c), moneys transferred to the fund  
 26 pursuant to section 423G.6, and appropriations made to the fund  
 27 and transfers of interest, earnings, and moneys from other  
 28 funds as provided by law.

29 Sec. 7. Section 8A.315, subsection 5, Code 2019, is amended  
 30 to read as follows:

31 5. Information on recycled content shall be requested on all  
 32 bids for paper products other than printing and writing paper  
 33 issued by the state and on other bids for products which could  
 34 have recycled content such as oil, plastic products, ~~including~~  
 35 ~~but not limited to~~ compost materials, aggregate, solvents,

1 soybean-based inks, and rubber products. Except for purchases  
 2 of printing and writing paper made pursuant to [subsection 2](#),  
 3 paragraphs "c", "d", and "e", the department shall require  
 4 persons submitting bids for printing and writing paper to  
 5 certify that the printing and writing paper proposed complies  
 6 with the requirements referred to in [subsection 2](#), paragraph  
 7 "a".

8 Sec. 8. Section 9A.105, subsections 2, 3, and 4, Code 2019,  
 9 are amended to read as follows:

10 2. Instead of proceeding under [subsection 1](#), an individual  
 11 registered as an athlete agent in another state may apply for  
 12 registration as an athlete agent in this state by submitting to  
 13 the secretary of state all of the following:

14 a. A copy of the application for registration in another  
 15 state.

16 b. A statement that identifies any material change in the  
 17 information on the application or verifies there is no material  
 18 change in the information, signed under penalty of perjury.

19 c. A copy of the certificate of registration from the other  
 20 state.

21 3. The secretary of state shall issue a certificate of  
 22 registration to an individual who applies for registration  
 23 under [subsection 2](#) if the secretary of state determines all of  
 24 the following:

25 a. The application and registration requirements of the  
 26 other state are substantially similar to or more restrictive  
 27 than [this chapter](#).

28 b. The registration has not been revoked or suspended and  
 29 no action involving the individual's conduct as an athlete  
 30 agent is pending against the individual or the individual's  
 31 registration in any state.

32 4. For purposes of implementing [subsection 3](#), the secretary  
 33 of state shall do all of the following:

34 a. Cooperate with national organizations concerned with  
 35 athlete agent issues and agencies in other states which

1 register athlete agents to develop a common registration form  
2 and determine which states have laws that are substantially  
3 similar to or more restrictive than [this chapter](#).

4     *b.* Exchange information, including information related  
5 to actions taken against registered athlete agents or their  
6 registrations, with those organizations and agencies.

7     Sec. 9. Section 9A.106, subsections 2 and 3, Code 2019, are  
8 amended to read as follows:

9     2. The secretary of state may refuse to issue a certificate  
10 of registration to an applicant for registration under section  
11 9A.105, subsection 1, if the secretary of state determines  
12 that the applicant has engaged in conduct that significantly  
13 adversely reflects on the applicant's fitness to act as an  
14 athlete agent. In making the determination, the secretary of  
15 state may consider whether the applicant has done any of the  
16 following:

17     *a.* Pleaded guilty or no contest to, has been convicted of,  
18 or has charges pending for, a crime that would involve moral  
19 turpitude or be a felony if committed in this state.

20     *b.* Made a materially false, misleading, deceptive, or  
21 fraudulent representation in the application or as an athlete  
22 agent.

23     *c.* Engaged in conduct that would disqualify the applicant  
24 from serving in a fiduciary capacity.

25     *d.* Engaged in conduct prohibited by [section 9A.114](#).

26     *e.* Had a registration as an athlete agent suspended,  
27 revoked, or denied in any state.

28     *f.* Been refused renewal of registration as an athlete agent  
29 in any state.

30     *g.* Engaged in conduct resulting in imposition of a sanction,  
31 suspension, or declaration of ineligibility to participate in  
32 an interscholastic, intercollegiate, or professional athletic  
33 event on a student athlete or a sanction on an educational  
34 institution.

35     *h.* Engaged in conduct that adversely reflects on the

1 applicant's credibility, honesty, or integrity.

2 3. In making a determination under subsection 2, the  
3 secretary of state shall consider all of the following:

4 a. How recently the conduct occurred.

5 b. The nature of the conduct and the context in which it  
6 occurred.

7 c. Other relevant conduct of the applicant.

8 Sec. 10. Section 9A.110, subsection 2, Code 2019, is amended  
9 to read as follows:

10 2. An agency contract shall contain all of the following  
11 information:

12 a. A statement that the agent is registered as an athlete  
13 agent in this state and a list of any other states in which the  
14 agent is registered as an athlete agent.

15 b. The amount and method of calculating the consideration to  
16 be paid by the student athlete for services to be provided by  
17 the agent under the contract and any other consideration the  
18 agent has received or will receive from any other source for  
19 entering into the contract or providing the services.

20 c. The name of any person not listed in the agent's  
21 application for registration or renewal of registration which  
22 will be compensated because the athlete signed the contract.

23 d. A description of any expenses the athlete agrees to  
24 reimburse.

25 e. A description of the services to be provided to the  
26 athlete.

27 f. The duration of the contract.

28 g. The date of execution.

29 Sec. 11. Section 9A.113, subsection 1, Code 2019, is amended  
30 to read as follows:

31 1. An athlete agent shall create and retain for five years  
32 records of all of the following:

33 a. The name and address of each individual represented by  
34 the agent.

35 b. Each agency contract entered into by the agent.

1     c. The direct costs incurred by the agent in the recruitment  
2 or solicitation of each student athlete to enter into an agency  
3 contract.

4     Sec. 12. Section 16.134A, subsection 3, unnumbered  
5 paragraph 1, Code 2019, is amended to read as follows:

6     For each fiscal year in the ~~fiscal~~ period beginning July  
7 1, 2018, and ending June 30, 2029, there is appropriated the  
8 following percentages of the balance of the fund for the  
9 following purposes:

10    Sec. 13. Section 16.154, subsection 1, unnumbered paragraph  
11 1, Code 2019, is amended to read as follows:

12    An eligible entity may apply to the authority for financial  
13 assistance under the program by submitting a plan that meets  
14 all of the following requirements:

15    Sec. 14. Section 16.154, subsection 3, Code 2019, is amended  
16 to read as follows:

17    3. An If an application by an eligible entity is approved,  
18 the eligible entity ~~shall~~ may enter into an agreement with  
19 the authority for the provision of financial assistance.  
20 The agreement shall include standard terms for the receipt  
21 of program moneys and any other terms the authority deems  
22 necessary or convenient for the efficient administration of the  
23 program.

24    Sec. 15. Section 17A.4B, subsection 1, paragraph c, Code  
25 2019, is amended by striking the paragraph.

26    Sec. 16. Section 24.27, Code 2019, is amended to read as  
27 follows:

28    **24.27 Protest to budget.**

29    1. Not later than March 25, or April 25 if the municipality  
30 is a school district, a number of persons in any municipality  
31 equal to one-fourth of one percent of those voting for the  
32 office of governor, at the last general election in the  
33 municipality, but the number shall not be less than ten, and  
34 the number need not be more than one hundred persons, who are  
35 affected by any proposed budget, expenditure or tax levy,



1 or by any item thereof, may appeal from any decision of the  
 2 certifying board or the levying board by filing with the county  
 3 auditor of the county in which the municipal corporation is  
 4 located, a written protest setting forth their objections to  
 5 the budget, expenditure or tax levy, or to one or more items  
 6 thereof, and the grounds for their objections. If a budget  
 7 is certified after March 15, or April 15 in the case of a  
 8 school district, all appeal time limits shall be extended to  
 9 correspond to allowances for a timely filing.

10     2. Upon the filing of a protest, the county auditor shall  
 11 immediately prepare a true and complete copy of the written  
 12 protest, together with the budget, proposed tax levy or  
 13 expenditure to which objections are made, and shall transmit  
 14 them forthwith to the state board, and shall also send a copy  
 15 of the protest to the certifying board or to the levying board,  
 16 as the case may be.

17     Sec. 17. Section 26.2, subsection 3, Code 2019, is amended  
 18 to read as follows:

19     3. *a.* "*Public improvement*" means a building or construction  
 20 work ~~which~~ that is constructed under the control of a  
 21 governmental entity and for which either of the following  
 22 applies:

23         (1) Has been paid for in whole or in part with funds of the  
 24 governmental entity.

25         (2) A commitment has been made prior to construction by the  
 26 governmental entity to pay for the building or construction  
 27 work in whole or in part with funds of the governmental entity.

28     *b.* "*Public improvement*" includes a building or improvement  
 29 constructed or operated jointly with any other public or  
 30 private agency, but excludes ~~urban~~ all of the following:

31         (1) Urban renewal demolition and low-rent housing projects,  
 32 ~~industrial.~~

33         (2) Industrial aid projects authorized under ~~chapter 419~~  
 34 ~~emergency.~~

35         (3) Emergency work or repair or maintenance work performed

1 by employees of a governmental entity, ~~and excludes a.~~

2 (4) A highway, bridge, or culvert project, ~~and excludes~~  
3 ~~construction.~~

4 (5) Construction or repair or maintenance work performed  
5 for a city utility under [chapter 388](#) by its employees or  
6 performed for a rural water district under [chapter 357A](#) by its  
7 employees.

8 Sec. 18. Section 29A.12A, subsection 3, Code 2019, is  
9 amended to read as follows:

10 3. There is no liability to the state of Iowa under this  
11 section. Members of the governing body of the activity shall  
12 not be held ~~to any personal or individual liability personally~~  
13 or individually liable for any action taken by them under this  
14 chapter.

15 Sec. 19. Section 29A.57, subsection 7, Code 2019, is amended  
16 to read as follows:

17 7. There is no liability to the state of Iowa under  
18 this section. Members of the armory board and of the state  
19 executive council shall not be held ~~to any personal or~~  
20 individual liability personally or individually liable for any  
21 action taken by them under [this chapter](#).

22 Sec. 20. Section 43.20, subsection 1, paragraphs a, b, and  
23 c, Code 2019, are amended to read as follows:

24 a. If for governor, or United States senator, by at least  
25 one percent of the voters of the candidate's party, in each of  
26 at least ten counties of the state, and in the aggregate by  
27 not less than one-half of one percent of the total vote of the  
28 candidate's party in the state, as shown by the last general  
29 election.

30 b. If for any other state office, by at least fifty  
31 signatures in each of at least ten counties of the state, and  
32 in the aggregate by not less than one thousand signatures.

33 c. If for a representative in Congress, in districts  
34 composed of more than one county, by at least two percent of  
35 the voters of the candidate's party, as shown by the last

1 general election, in each of at least one-half of the counties  
 2 of the district, and in the aggregate by not less than one  
 3 percent of the total vote of the candidate's party in such  
 4 district, as shown by the last general election. If for a  
 5 representative in the general assembly, by not less than fifty  
 6 voters of the representative district; and if for a senator in  
 7 the general assembly, by not less than one hundred voters of  
 8 the senatorial district.

9 Sec. 21. Section 44.9, subsection 3, Code 2019, is amended  
 10 to read as follows:

11 3. In the office of the ~~proper~~ appropriate school board  
 12 secretary, at least thirty-five days before the day of a  
 13 regularly scheduled school election.

14 Sec. 22. Section 49.58, subsection 2, Code 2019, is amended  
 15 to read as follows:

16 2. Each candidate for that office whose name appeared  
 17 on the general election ballot shall also be a candidate for  
 18 the office in the special election, except that the deceased  
 19 candidate's political party may designate another candidate in  
 20 substantially the manner provided by [section 43.78](#) for filling  
 21 vacancies on the general election ballot. However, a political  
 22 party which did not have a candidate on the general election  
 23 ballot for the office in question may similarly designate a  
 24 candidate for that office in the special election. The name  
 25 of any replacement or additional candidate so designated shall  
 26 be submitted in writing to the state commissioner, or the  
 27 commissioner in the case of a candidate for county supervisor,  
 28 not later than 5:00 p.m. on the first Tuesday after the date of  
 29 the general election. ~~No other candidate whose~~ The name of a  
 30 candidate that did not appear on the general election ballot  
 31 as a candidate for the office in question shall not be placed  
 32 on the ballot for the special election, in any manner. The  
 33 special election shall be held and canvassed in the manner  
 34 prescribed by law for the general election.

35 Sec. 23. Section 49.102, Code 2019, is amended to read as

1 follows:

2     **49.102 Defective ballots.**

3     ~~Said defective ballots~~ Ballots containing a defect described  
4 in section 49.101 shall be counted for the candidate or  
5 candidates for such offices named in the nomination papers,  
6 certificate of nomination, or certified abstract.

7     Sec. 24. Section 49.103, Code 2019, is amended to read as  
8 follows:

9     **49.103 Wrong ballots.**

10     ~~Said wrong ballots~~ Ballots containing an error described in  
11 section 49.101 shall be counted as cast for all candidates for  
12 whom the voter had the right to vote, and for whom the voter did  
13 vote.

14     Sec. 25. Section 53.26, Code 2019, is amended to read as  
15 follows:

16     **53.26 Rejected ballots — how handled.**

17     1. Every ballot not counted shall be endorsed on the back  
18 ~~thereof~~ with the following:

19     ~~"Rejected~~ Rejected ~~because (giving reason therefor)"~~  
20 therefor).

21     2. All rejected ballots shall be enclosed and securely  
22 sealed in an envelope on which the precinct election officials  
23 shall endorse "Defective ballots", with a statement ~~of~~ signed  
24 by the precinct election officials regarding the precinct in  
25 which and the date of the election at which they were cast, ~~and~~  
26 ~~be signed by the precinct election officials and.~~ The envelope  
27 shall be returned to the same officer and in the same manner  
28 as by law provided for the return and preservation of official  
29 ballots voted at such election.

30     Sec. 26. Section 59.5, Code 2019, is amended to read as  
31 follows:

32     **59.5 Statement and depositions — notice.**

33     The secretary shall deliver the ~~same~~ unopened papers  
34 described in section 59.4 to the presiding officer of the house  
35 in which the contest is to be tried, on or before the second

1 day of the session, regular or special, of the general assembly  
2 next after taking the depositions, ~~and the~~. The presiding  
3 officer shall immediately give notice to that officer's house  
4 that such papers are in the officer's possession.

5 Sec. 27. Section 66.10, Code 2019, is amended to read as  
6 follows:

7 **66.10 Governor to direct filing.**

8 The governor shall direct the attorney general to file ~~such~~  
9 a petition for removal against any ~~of said officers~~ public  
10 officer whenever the governor has reasonable grounds for  
11 such direction. The attorney general shall comply with such  
12 direction and prosecute ~~such~~ the action.

13 Sec. 28. Section 66.15, Code 2019, is amended to read as  
14 follows:

15 **66.15 Order by appointed judge.**

16 Upon the receipt of ~~such~~ a commission issued pursuant to  
17 section 66.14, ~~said~~ the judge shall immediately make an order  
18 fixing a time and place of hearing in the county in which the  
19 petition is filed. ~~Said time~~ The hearing date shall ~~not~~ be not  
20 less than ten days nor more than twenty days from the date of  
21 the order.

22 Sec. 29. Section 66.16, Code 2019, is amended to read as  
23 follows:

24 **66.16 Filing order — effect.**

25 ~~Said~~ The order for hearing issued pursuant to section 66.15  
26 shall be forwarded to the clerk of the district court of the  
27 county in which the hearing is to be had. ~~Said~~ The time and  
28 place for the hearing specified in the order shall supersede  
29 the time and place specified in any notice already served.

30 Sec. 30. Section 66.17, Code 2019, is amended to read as  
31 follows:

32 **66.17 Notice to accused.**

33 The clerk shall file ~~said~~ the order issued pursuant to  
34 section 66.15, and forthwith give the defendant, by mail,  
35 notice of the time and place of hearing.

1     Sec. 31. Section 66.30, Code 2019, is amended to read as  
2 follows:

3     **66.30 Ordinance.**

4     The council may, by ordinance, provide as to the manner of  
5 preferring and hearing ~~such~~ charges filed pursuant to section  
6 66.29. ~~No~~ A person shall not be ~~twice~~ removed twice by the  
7 council from the same office for the same offense. Proceedings  
8 before the council shall not be a bar to proceedings in the  
9 district court as provided in this chapter ~~provided~~.

10    Sec. 32. Section 69.16, subsection 2, Code 2019, is amended  
11 to read as follows:

12    2. In the case where the appointment of members of the  
13 general assembly is allowed, and the law does not otherwise  
14 provide, if an even number of legislators are appointed they  
15 shall be equally divided by political party affiliation; if an  
16 odd number of members of the general assembly are appointed,  
17 the number representing a certain political party shall not  
18 exceed ~~by more than one~~ the number of legislative members of  
19 the other political party who may be appointed by more than  
20 one.

21    Sec. 33. Section 76.2, subsection 1, paragraph b, Code 2019,  
22 is amended to read as follows:

23    b. If the resolution is filed prior to April 1, or May 1, if  
24 the political subdivision is a school district, the annual levy  
25 shall begin with the tax levy for collection commencing July  
26 1 of that year. If the resolution is filed after April 1, or  
27 May 1, in the case of a school district, the annual levy shall  
28 begin with the tax levy for collection in the next succeeding  
29 fiscal year. However, the governing authority of a political  
30 subdivision may adjust a levy of taxes made under this section  
31 for the purpose of adjusting the annual levies and collections  
32 for property severed from the political subdivision, subject to  
33 the approval of the director of the department of management.

34    Sec. 34. Section 84A.2, subsection 12, paragraph b, Code  
35 2019, is amended to read as follows:

1     *b. "Industry or sector partnership" may include*  
 2 representatives of state or local government, state or  
 3 local economic development agencies, the state workforce  
 4 development board, local workforce development boards, the  
 5 department of workforce development or another entity providing  
 6 employment services, state or local agencies, business or trade  
 7 associations, economic development organizations, nonprofit  
 8 organizations, community-based organizations, philanthropic  
 9 organizations, industry associations, and other organizations,  
 10 as determined to be necessary by the members comprising the  
 11 industry or sector partnership.

12     Sec. 35. Section 85.37, subsection 1, Code 2019, is amended  
 13 to read as follows:

14     1. If an employee receives a personal injury causing  
 15 temporary total disability, or causing a permanent partial  
 16 disability for which compensation is payable during a healing  
 17 period, compensation for the temporary total disability or for  
 18 the healing period shall be upon the basis provided in this  
 19 section. The weekly benefit amount payable to any employee  
 20 for any one week shall be upon the basis of eighty percent  
 21 of the employee's weekly spendable earnings, but shall not  
 22 exceed an amount, rounded to the nearest dollar, equal to  
 23 sixty-six and two-thirds percent of the statewide average  
 24 weekly wage paid employees as determined by the department of  
 25 workforce development under section 96.19, subsection 36, and  
 26 in effect at the time of the injury. However, as of ~~July 1,~~  
 27 ~~1975; July 1, 1977; July 1, 1979; and July 1, 1981,~~ the maximum  
 28 weekly benefit amount rounded to the nearest dollar shall be  
 29 increased so that it equals ~~one hundred percent, one hundred~~  
 30 ~~thirty-three and one-third percent, one hundred sixty-six and~~  
 31 ~~two-thirds percent, and two hundred percent, respectively,~~  
 32 of the statewide average weekly wage as determined above in  
 33 this section. Total weekly compensation for any employee  
 34 shall not exceed eighty percent per week of the employee's  
 35 weekly spendable earnings. The minimum weekly benefit amount

1 shall be equal to the weekly benefit amount of a person whose  
2 gross weekly earnings are thirty-five percent of the statewide  
3 average weekly wage, or to the spendable weekly earnings of the  
4 employee, whichever are less.

5 Sec. 36. Section 85A.26, Code 2019, is amended to read as  
6 follows:

7 **85A.26 Insurance contracts.**

8 No policy of insurance in effect ~~at the time of the enactment~~  
9 ~~of this chapter~~ on October 1, 1947, covering the liability  
10 of an employer under the workers' compensation law, shall be  
11 construed to cover the liability of such employer under this  
12 chapter for any occupational disease unless such liability  
13 is expressly accepted by the insurance carrier issuing such  
14 policy and is endorsed ~~thereon~~ on the policy. The insurance or  
15 security in force to cover compensation liability under this  
16 chapter shall be separate and distinct from the insurance or  
17 security under the workers' compensation law and any insurance  
18 contract covering liability under either this chapter or the  
19 workers' compensation law need not cover any liability under  
20 the other.

21 Sec. 37. Section 86.11, Code 2019, is amended to read as  
22 follows:

23 **86.11 Reports of injuries.**

24 Every employer shall ~~hereafter~~ keep a record of all  
25 injuries, fatal or otherwise, alleged by an employee to have  
26 been sustained in the course of the employee's employment  
27 and resulting in incapacity for a longer period than one  
28 day. If the injury results only in temporary disability,  
29 causing incapacity for a longer period than three days,  
30 then within four days thereafter, not counting Sundays and  
31 legal holidays, the employer or insurance carrier having had  
32 notice or knowledge of the occurrence of such injury and  
33 resulting disability shall file a report with the workers'  
34 compensation commissioner in the form and manner required by  
35 the commissioner. If such injury to the employee results in



1 permanent total disability, permanent partial disability, or  
 2 death, then the employer or insurance carrier, upon notice or  
 3 knowledge of the occurrence of the employment injury, shall  
 4 file a report with the workers' compensation commissioner  
 5 within four days after having notice or knowledge of the  
 6 permanent injury to the employee or the employee's death. The  
 7 report to the workers' compensation commissioner of injury  
 8 shall be without prejudice to the employer or insurance  
 9 carrier and shall not be admitted in evidence or used in any  
 10 trial or hearing before any court, the workers' compensation  
 11 commissioner, or a deputy workers' compensation commissioner  
 12 except as to the notice under [section 85.23](#).

13 Sec. 38. Section 88.1, subsection 3, Code 2019, is amended  
 14 to read as follows:

15 3. Authorizing the labor commissioner to set mandatory  
 16 occupational safety and health standards applicable to  
 17 businesses, and by providing for an adjudicatory process  
 18 through the employment appeal board within the department of  
 19 inspections and appeals for carrying out adjudicatory functions  
 20 under the this chapter.

21 Sec. 39. Section 96.7, subsection 2, paragraph d,  
 22 subparagraph (1), Code 2019, is amended to read as follows:

23 (1) The current reserve fund ratio is computed by dividing  
 24 the total funds available for payment of benefits, on the  
 25 computation date or on August 15 following the computation  
 26 date if the total funds available for payment of benefits is a  
 27 higher amount on August 15, by the total wages paid in covered  
 28 employment excluding reimbursable employment wages during the  
 29 first four calendar quarters of the five calendar quarters  
 30 immediately preceding the computation date. However, in  
 31 computing the current reserve fund ratio ~~the following amounts,~~  
 32 beginning July 1, 2007, one hundred fifty million dollars shall  
 33 be added to the total funds available for payment of benefits  
 34 ~~on the following computation dates:~~

35 ~~(a) Twenty million dollars on July 1, 2004.~~

1 ~~{b} Seventy million dollars on July 1, 2005.~~

2 ~~{c} One hundred twenty million dollars on July 1, 2006.~~

3 ~~{d} One hundred fifty million dollars on July 1, 2007, and~~  
4 ~~on~~ each subsequent computation date.

5 Sec. 40. Section 96.16, subsections 1 and 2, Code 2019, are  
6 amended to read as follows:

7 1. *Penalties.* An individual who makes a false statement  
8 or representation knowing it to be false or knowingly fails to  
9 disclose a material fact, to obtain or increase any benefit or  
10 other payment under [this chapter](#), either for the individual or  
11 for any other individual, is guilty of a fraudulent practice as  
12 defined in [sections 714.8 to through 714.14](#). The total amount  
13 of benefits or payments involved in the completion of or in  
14 the attempt to complete a fraudulent practice shall be used in  
15 determining the value involved under [section 714.14](#).

16 2. *False statement.* Any employing unit or any officer or  
17 agent of an employing unit or any other person who makes a  
18 false statement or representation knowing it to be false, or  
19 who knowingly fails to disclose a material fact, to prevent  
20 or reduce the payment of benefits to any individual entitled  
21 thereto, or to avoid becoming or remaining subject hereto,  
22 or to avoid or reduce any contribution or other payment  
23 required from an employing unit under [this chapter](#), or who  
24 willfully fails or refuses to make any such contributions or  
25 other payment or to furnish any reports required hereunder  
26 or to produce or permit the inspection or copying of records  
27 as required hereunder, is guilty of a fraudulent practice  
28 as defined in [sections 714.8 to through 714.14](#). The total  
29 amount of benefits, contributions, or payments involved in  
30 the completion of or in the attempt to complete a fraudulent  
31 practice shall be used in determining the value involved under  
32 section 714.14.

33 Sec. 41. Section 100.52, Code 2019, is amended to read as  
34 follows:

35 100.52 Grounds for issuance.

1     1. The judicial officer shall review the application and may  
2 take sworn testimony or receive affidavits to supplement ~~it~~ the  
3 application.

4     2. If the judicial officer is satisfied that there are legal  
5 grounds under the circumstances specified in the application  
6 and any supplementary testimony taken sufficient to justify the  
7 issuance of an inspection warrant, ~~it~~ an inspection warrant  
8 shall be issued.

9     Sec. 42. Section 123.38, subsection 1, Code 2019, is amended  
10 to read as follows:

11     1. A liquor control license, wine permit, or beer permit  
12 is a personal privilege and is revocable for cause. It is not  
13 property nor is it subject to attachment and execution nor  
14 alienable nor assignable, and it shall cease upon the death  
15 of the permittee or licensee. However, the administrator  
16 of the division may in the administrator's discretion allow  
17 the executor or administrator of the estate of a permittee  
18 or licensee to operate the business of the decedent for a  
19 reasonable time not to exceed the expiration date of the permit  
20 or license. Every permit or license shall be issued in the  
21 name of the applicant and no person holding a permit or license  
22 shall allow any other person to use it.

23     Sec. 43. Section 123.38, subsection 2, paragraph a,  
24 unnumbered paragraph 1, Code 2019, is amended to read as  
25 follows:

26     Any licensee or permittee, or the ~~licensee's or permittee's~~  
27 executor or administrator of the estate of a licensee or  
28 permittee, or any person duly appointed by the court to take  
29 charge of and administer the property or assets of the licensee  
30 or permittee for the benefit of the licensee's or permittee's  
31 creditors, may voluntarily surrender a license or permit to the  
32 division. When a license or permit is surrendered the division  
33 shall notify the local authority, and the division or the local  
34 authority shall refund to the person surrendering the license  
35 or permit, a proportionate amount of the fee received by the

1 division or the local authority for the license or permit as  
2 follows:

3 Sec. 44. Section 123.91, unnumbered paragraph 1, Code 2019,  
4 is amended to read as follows:

5 ~~Any~~ Unless otherwise provided by law, a person who has been  
6 convicted, in a criminal action, in any court of record, of  
7 a violation of a provision of this chapter, ~~a provision of~~  
8 ~~the prior laws of this state relating to alcoholic liquors,~~  
9 ~~wine, or beer which was in force prior to the enactment of~~  
10 this chapter, or a provision of the laws of the United States  
11 or of any other state relating to alcoholic liquors, wine, or  
12 beer, and who is thereafter convicted of a subsequent criminal  
13 offense against any provision of this chapter is guilty of the  
14 following offenses:

15 Sec. 45. Section 123.99, Code 2019, is amended to read as  
16 follows:

17 **123.99 False statements.**

18 ~~If any~~ A person commits a simple misdemeanor if the person,  
19 for the purpose of procuring the shipment, transportation, or  
20 conveyance of any alcoholic liquor, wine, or beer within this  
21 state in violation of this chapter, shall make ~~does any of the~~  
22 following:

23 1. Makes to any person, company, corporation, or common  
24 carrier, or to any agent thereof, any false statements as to  
25 the character or contents of any box, barrel, or other vessel  
26 or package containing such alcoholic liquor, wine, or beer; ~~or~~  
27 shall refuse.

28 2. Refuses to give correct and truthful information as  
29 to the contents of any such box, barrel, or other vessel or  
30 package so sought to be transported or conveyed; ~~or shall~~  
31 falsely mark, brand, or label such.

32 3. Falsely labels, brands, or marks a box, barrel, or other  
33 vessel or package in order to conceal the fact that the same  
34 contains alcoholic liquor, wine, or beer; ~~or shall by.~~

35 4. By any device or concealment procure ~~procures~~ or attempt

1 attempts to procure the conveyance or transportation of ~~such~~  
2 alcoholic liquor, wine, or beer ~~as herein prohibited, the~~  
3 ~~person shall be guilty of a simple misdemeanor.~~

4 Sec. 46. Section 123.107, subsection 2, Code 2019, is  
5 amended to read as follows:

6 2. ~~But proof~~ Proof of the violation by the accused of any  
7 provision of this chapter, the substance of which violation  
8 is briefly set forth, within the time mentioned in ~~said the~~  
9 indictment or information, shall be sufficient to convict such  
10 person.

11 Sec. 47. Section 124.302, subsection 1, Code 2019, is  
12 amended to read as follows:

13 1. Every person who manufactures, distributes, ~~or~~  
14 dispenses, or conducts research with any controlled substance  
15 in this state or who proposes to engage in the manufacture,  
16 distribution, or dispensing of or conducting research with  
17 any controlled substance within this state, shall obtain and  
18 maintain a registration issued by the board in accordance with  
19 its the board's rules.

20 Sec. 48. Section 124.308, subsection 1, Code 2019, is  
21 amended to read as follows:

22 1. Except when dispensed directly by a practitioner to  
23 an ultimate user, a prescription drug as defined in section  
24 155A.3 that is a controlled substance shall not be dispensed  
25 without a prescription, ~~unless such.~~ The prescription is must  
26 be authorized by a practitioner and complies must comply with  
27 this section, section 155A.27, applicable federal law and  
28 regulation, and rules of the board.

29 Sec. 49. Section 124.409, Code 2019, is amended to read as  
30 follows:

31 **124.409 Conditional discharge, commitment for treatment, and**  
32 **probation.**

33 Whenever the court finds that a person who is charged with  
34 a violation of section 124.401 and who consents thereto, or  
35 who has entered a plea of guilty to or been found guilty of a

1 violation of that section, is addicted to, dependent upon, or a  
2 chronic abuser of any controlled substance and that such person  
3 will be aided by proper medical treatment and rehabilitative  
4 services, it may order that the person be committed as an  
5 in-patient or out-patient to a facility licensed by the  
6 Iowa department of public health for medical treatment and  
7 rehabilitative services. A person committed under this  
8 ~~subsection~~ section who is not possessed of sufficient income  
9 or estate to enable the person to make payment of the costs  
10 of such treatment in whole or in part shall be considered a  
11 state patient and the costs of treatment shall be paid as  
12 provided in [section 125.44](#). The determination of ability to  
13 pay shall be made by the court. The court shall require the  
14 patient, or the patient's parent, guardian, or custodian to  
15 complete under oath a detailed financial statement. The court  
16 may enter appropriate orders requiring the patient or those  
17 legally liable for the patient's support to reimburse the  
18 state with the costs, or any part thereof. In order to obtain  
19 the most effective results from such medical treatment and  
20 rehabilitative services, the court may commit the person to the  
21 custody of a public or private agency or any other responsible  
22 person and impose other conditions upon the commitment as is  
23 necessary to insure compliance with the court's order and to  
24 insure that the person will not, during the period of treatment  
25 and rehabilitation, again violate a provision of [this chapter](#).  
26 If it is established thereafter to the satisfaction of the  
27 court that the person has again violated a provision of this  
28 chapter, the person may be returned to custody or sentenced  
29 upon conviction as provided by law. The public or private  
30 agency or responsible person to whom the accused person was  
31 committed by the court shall immediately report to the court  
32 when the person has received maximum benefit from the program  
33 or has recovered from addiction, dependency, or tendency to  
34 chronically abuse any controlled substance. The person shall  
35 then be returned to the court for disposition of the case. If

1 the person has been charged or indicted, but not convicted,  
 2 such charge shall proceed to trial or final disposition. If  
 3 the person has been convicted or is thereafter convicted, the  
 4 court shall sentence the person as provided by law but may  
 5 remit all or any part of the sentence and place the person on  
 6 probation upon terms and conditions as the court may prescribe.

7 Sec. 50. Section 139A.18, Code 2019, is amended to read as  
 8 follows:

9 **139A.18 Reimbursement from county.**

10 If any person receives services or supplies under this  
 11 chapter who does not have residence in the county in which  
 12 the bills were incurred and paid, the amount paid shall be  
 13 certified to the board of supervisors of the county in which  
 14 the person claims ~~settlement~~ residence or owns property, and  
 15 the board of supervisors of that county shall reimburse the  
 16 county from which the claim is certified, in the full amount  
 17 originally paid.

18 Sec. 51. Section 139A.30, Code 2019, is amended to read as  
 19 follows:

20 **139A.30 Confidential reports.**

21 1. Reports to the department which include the identity  
 22 of persons infected with a sexually transmitted disease or  
 23 infection, and all such related information, records, and  
 24 reports concerning the person, shall be confidential and shall  
 25 not be accessible to the public.

26 2. ~~However~~ Notwithstanding subsection 1, such reports  
 27 to the department and related reports, information, and  
 28 records shall be confidential only to the extent necessary  
 29 to prevent identification of persons named in such reports,  
 30 information, and records; the. The other parts of such  
 31 reports, information, and records shall be public records.  
 32 ~~The preceding sentence~~ This subsection shall prevail over any  
 33 inconsistent provision of this subchapter.

34 Sec. 52. Section 154D.4, subsection 3, paragraph a, Code  
 35 2019, is amended to read as follows:

1     a. Persons licensed to practice other professions under  
 2 this [subtle](#), provided that ~~the person does not represent~~  
 3 ~~that the person is a licensed behavior analyst or licensed~~  
 4 ~~assistant behavior analyst unless also licensed as one~~, applied  
 5 behavior analysis is within the scope of practice of the  
 6 person's profession, and the services provided are within the  
 7 boundaries of the person's education, training, and competence,  
 8 and the person does not represent that the person is a licensed  
 9 behavior analyst or licensed assistant behavior analyst unless  
 10 also licensed as one.

11     Sec. 53. Section 155A.27, subsection 1, Code 2019, is  
 12 amended to read as follows:

13     1. Except when dispensed directly by a prescriber to an  
 14 ultimate user, a prescription drug shall not be dispensed  
 15 without a prescription, that is authorized by a prescriber, and  
 16 based on a valid patient-prescriber relationship.

17     Sec. 54. Section 156.2, unnumbered paragraph 1, Code 2019,  
 18 is amended to read as follows:

19     ~~Section~~ The terms defined in section 156.1 shall not be  
 20 construed to include the following classes of persons:

21     Sec. 55. Section 159A.14, subsection 5, paragraph b,  
 22 subparagraph (1), Code 2019, is amended to read as follows:

23     (1) Upgrade or replace a dispenser which is part of  
 24 gasoline storage and dispensing infrastructure used to store  
 25 and dispense E-85 gasoline as provided in [section 455G.31](#).  
 26 The participating person is only eligible to be awarded the  
 27 supplemental financial incentives if the person installed  
 28 the dispenser not later than sixty days after ~~the date of~~  
 29 ~~the publication in the Iowa administrative bulletin of the~~  
 30 ~~state fire marshal's order providing that a commercially~~  
 31 ~~available dispenser is listed as compatible for use with E-85~~  
 32 ~~gasoline by an independent testing laboratory as provided in~~  
 33 ~~[section 455G.31](#)~~ July 27, 2011. The supplemental financial  
 34 incentives awarded to the participating person shall not  
 35 exceed seventy-five percent of the actual cost of making the



1 improvement or thirty thousand dollars, whichever is less.

2 Sec. 56. Section 166D.2, subsection 1, Code 2019, is amended  
3 by striking the subsection.

4 Sec. 57. Section 166D.3, Code 2019, is amended to read as  
5 follows:

6 **166D.3 State pseudorabies advisory committee.**

7 1. A state pseudorabies advisory committee is established.  
8 The committee shall consist of not more than seven members who  
9 shall be appointed by the Iowa pork producers association. At  
10 least four members of the committee must be actively engaged  
11 in swine production. The members shall serve staggered  
12 terms of two years, except that the initial ~~board~~ committee  
13 members shall serve unequal terms. A person appointed to fill  
14 a vacancy for a member shall serve only for the unexpired  
15 portion of the term. A member is eligible for reappointment  
16 for three successive terms. A majority of the ~~board~~ committee  
17 constitutes a quorum and an affirmative vote of the majority  
18 of members is necessary for substantive action taken by the  
19 ~~board~~ committee. The majority shall not include any member who  
20 has a conflict of interest and a statement by a member of a  
21 conflict of interest shall be conclusive for this purpose. A  
22 vacancy in the membership does not impair the right of a quorum  
23 to exercise all rights and perform all duties of the ~~board~~  
24 committee.

25 2. The advisory committee shall:

26 ~~1-~~ a. Inform and educate interested persons in the state,  
27 including persons involved in producing, processing, or  
28 marketing swine, regarding eradication activities under this  
29 chapter.

30 ~~2-~~ b. Review eradication activities under **this chapter**  
31 including the pseudorabies eradication programs. The  
32 committee shall make recommendations to the department and  
33 the inspection service and may consult with state officials  
34 regarding any matter relating to pseudorabies control and  
35 eradication, including departmental rules, other state or

1 federal regulations, program areas, the use of vaccine, testing  
 2 procedures, the progress of pseudorabies eradication programs,  
 3 and state and federal program standards. The committee in  
 4 cooperation with the department shall report to the governor  
 5 and general assembly not later than January 15 the progress of  
 6 pseudorabies eradication, including recommendations.

7 ~~3. c.~~ Maintain communication with other states and with  
 8 the national pork producers council, the livestock conservation  
 9 institute, and the inspection service.

10 Sec. 58. Section 206.7A, subsection 2, Code 2019, is amended  
 11 to read as follows:

12 2. This section does not apply to ~~an operator~~ a commercial,  
 13 public, or private applicator who is certified pursuant to this  
 14 chapter.

15 Sec. 59. Section 206.22, subsection 2, Code 2019, is amended  
 16 to read as follows:

17 2. Any person violating any provision of this chapter other  
 18 than section 206.11, subsection 1, paragraph "a", or section  
 19 206.7A shall be guilty of a serious misdemeanor; provided, that  
 20 any offense committed more than five years after a previous  
 21 conviction shall be considered a first offense; and provided,  
 22 further, that in any case where a registrant was issued a  
 23 warning by the secretary pursuant to the provisions of this  
 24 chapter, such registrant shall upon conviction of a violation  
 25 of any provision of this chapter other than section 206.11,  
 26 subsection 1, paragraph "a", or section 206.7A, be guilty of  
 27 a serious misdemeanor; and the registration of the article  
 28 with reference to which the violation occurred shall terminate  
 29 automatically. An article, the registration of which has been  
 30 terminated, may not again be registered unless the article, its  
 31 labeling, and other material required to be submitted appear  
 32 to the secretary to comply with all the requirements of this  
 33 chapter.

34 Sec. 60. Section 216.5, subsection 10, Code 2019, is amended  
 35 to read as follows:

1     10. To adopt, publish, amend, and rescind ~~regulations~~  
2 commission rules pursuant to chapter 17A consistent with and  
3 necessary for the enforcement of this chapter.

4     Sec. 61. Section 218.9, Code 2019, is amended to read as  
5 follows:

6     **218.9 Appointment of superintendents.**

7     1. The administrator in charge of an institution, subject  
8 to the approval of the director of human services, shall  
9 appoint the superintendent of the institution. The tenure of  
10 office of a superintendent shall be at the pleasure of the  
11 ~~appointing authority administrator~~. The ~~appointing authority~~  
12 administrator may transfer a superintendent or warden from one  
13 institution to another.

14     2. The superintendent or warden shall have immediate  
15 custody and control, subject to the orders and policies of the  
16 ~~division~~ administrator in charge of the institution, of all  
17 property used in connection with the institution except as  
18 provided in this chapter.

19     Sec. 62. Section 218.40, Code 2019, is amended to read as  
20 follows:

21     **218.40 Services required.**

22     Residents of ~~said the~~ institutions who are subject to  
23 the provisions ~~hereinafter provided, of this chapter~~ may be  
24 required to render any proper and reasonable service either in  
25 the institutions proper or in the industries established in  
26 connection ~~therewith~~ with the institutions.

27     Sec. 63. Section 218.56, Code 2019, is amended to read as  
28 follows:

29     **218.56 Purchase of supplies — vendor warrants.**

30     1. The administrators shall, from time to time, adopt and  
31 make of record, rules and regulations governing the purchase of  
32 all articles and supplies needed at the various institutions  
33 under their control, and the form and verification of vouchers  
34 for such purchases.

35     2. The department of human services shall mail vendor

1 warrants for the department of corrections.

2     Sec. 64. Section 222.63, Code 2019, is amended to read as  
3 follows:

4     **222.63 Finding of residency — objection.**

5     A certification through the regional administrator for a  
6 county that a person's residency is in another county shall  
7 be sent to the regional administrator for the county of  
8 residence. The certification shall be accompanied by a copy  
9 of the evidence supporting the determination. The regional  
10 administrator for the county of residence shall submit the  
11 certification to the ~~regional administrator for the county~~  
12 region's governing board and it shall be conclusively presumed  
13 that the patient has residency in ~~that~~ a county in the notified  
14 region unless ~~the~~ that regional administrator for that county  
15 disputes the determination of residency as provided in section  
16 331.394.

17     Sec. 65. Section 226.41, Code 2019, is amended to read as  
18 follows:

19     **226.41 Charge permitted.**

20     The hospital is authorized to make a charge for ~~these~~  
21 patients admitted under section 226.40, in the manner ~~now~~  
22 provided by law and subject to the changes ~~hereinafter~~ provided  
23 in section 226.42.

24     Sec. 66. Section 229A.8, subsection 5, paragraph e,  
25 subparagraph (2), subparagraph division (b), Code 2019, is  
26 amended to read as follows:

27     (b) The committed person may waive the sixty-day final  
28 hearing requirement under subparagraph subdivision (a);  
29 however, the committed person or the attorney for the committed  
30 person may reassert the requirement by filing a demand that the  
31 final hearing be held within sixty days from the date of the  
32 filing of the demand with the clerk of court.

33     Sec. 67. Section 230.25, subsection 1, Code 2019, is amended  
34 to read as follows:

35     1. Upon receipt from the ~~county auditor or the regional~~

1 administrator for mental health and disability services of  
2 the list of names furnished pursuant to [section 230.21](#), the  
3 board of supervisors of the county of residence shall make an  
4 investigation to determine the ability of each person whose  
5 name appears on the list, and also the ability of any person  
6 liable under [section 230.15](#) for the support of that person,  
7 to pay the expenses of that person's hospitalization. If the  
8 board finds that neither the hospitalized person nor any person  
9 legally liable for the person's support is able to pay those  
10 expenses, the board shall direct the ~~county auditor or~~ regional  
11 administrator not to index the names of any of those persons  
12 as would otherwise be required by [section 230.26](#). However  
13 the board may review its finding with respect to any person  
14 at any subsequent time at which another list is furnished by  
15 the ~~county auditor or~~ regional administrator upon which that  
16 person's name appears. If the board finds upon review that  
17 that person or those legally liable for the person's support  
18 are presently able to pay the expenses of that person's  
19 hospitalization, that finding shall apply only to charges  
20 stated upon the certificate from which the list was drawn up  
21 and any subsequent charges similarly certified, unless and  
22 until the board again changes its finding.

23 Sec. 68. Section 231.64, subsection 1, paragraph b, Code  
24 2019, is amended to read as follows:

25 b. Options counseling to assist individuals in assessing  
26 their existing or anticipated long-term care needs and  
27 developing and implementing a plan for long-term care living  
28 and community support services designed to meet their specific  
29 needs and circumstances. The plan for long-term living  
30 and community support services may include support with  
31 person-centered care transitions to assist consumers and family  
32 caregivers with transitions between home and care settings.

33 Sec. 69. Section 232.127, subsection 5, Code 2019, is  
34 amended to read as follows:

35 5. The court may adjudicate the family to be a family in

1 need of assistance and enter an appropriate dispositional order  
2 if the court finds all of the following:

3     a. There has been a breakdown in the relationship between  
4 the child and the child's parent, guardian, or custodian, ~~and~~.

5     b. The child or the child's parent, guardian, or custodian  
6 has sought services from public or private agencies to maintain  
7 and improve the familial relationship, ~~and~~.

8     c. The court has at its disposal services for this purpose  
9 which can be made available to the family.

10     Sec. 70. Section 232.150, subsection 3, Code 2019, is  
11 amended to read as follows:

12     3. Notice and copies of a sealing order shall be sent to  
13 each agency or person having custody or the records named  
14 therein in the sealing order.

15     Sec. 71. Section 233.2, subsections 3 and 6, Code 2019, are  
16 amended to read as follows:

17     3. As soon as possible after the individual on duty or first  
18 responder assumes physical custody of a newborn infant released  
19 under subsection 1, the individual or first responder shall  
20 notify the department of human services and the department  
21 shall take the actions necessary to assume the care, control,  
22 and custody of the newborn infant. The department shall  
23 immediately notify the juvenile court and the county attorney  
24 of the department's action and the circumstances surrounding  
25 the action and request an ex parte order from the juvenile  
26 court ordering, in accordance with the requirements of section  
27 232.78, the department to take custody of the newborn infant.  
28 Upon receiving the order, the department shall take custody of  
29 the newborn infant. Within twenty-four hours of taking custody  
30 of the newborn infant, the department shall notify the juvenile  
31 court and the county attorney in writing of the department's  
32 action and the circumstances surrounding the action.

33     6. An individual on duty at an institutional health facility  
34 or first responder who assumes custody of a newborn infant upon  
35 the release of the newborn infant under subsection 1 shall be

1 provided notice of any hearing held concerning the newborn  
2 infant at the same time notice is provided to other parties to  
3 the hearing and the individual or first responder may provide  
4 testimony at the hearing.

5 Sec. 72. Section 233.6, subsection 1, Code 2019, is amended  
6 to read as follows:

7 1. An information card or other publication for  
8 distribution by an institutional health facility or a first  
9 responder to a parent who releases custody of a newborn infant  
10 in accordance with this chapter. The publication shall inform  
11 the parent of a parent's rights under section 233.4, explain  
12 the request for medical history information under section  
13 233.2, subsection 2, and provide other information deemed  
14 pertinent by the departments.

15 Sec. 73. Section 237A.5, subsection 2, paragraph i,  
16 subparagraph (1), subparagraph division (c), unnumbered  
17 paragraph 1, Code 2019, is amended to read as follows:

18 ~~If the~~ The person has committed any of the following  
19 felony-level offenses:

20 Sec. 74. Section 260C.22, subsection 1, paragraphs b, d, and  
21 e, Code 2019, are amended to read as follows:

22 b. In order to make immediately available to the merged area  
23 the proceeds of the voted tax authorized to be levied under  
24 this section, the board of directors of any such merged area  
25 is hereby authorized, without the necessity for any further  
26 election, to borrow money and enter into loan agreements in  
27 anticipation of the collection of such tax, and such board  
28 shall, by resolution, provide for the levy of an annual tax,  
29 within the limits of the special voted tax authorized under  
30 this section, sufficient to pay the amount of any such loan  
31 and the interest thereon to maturity as the same becomes due.  
32 A certified copy of this resolution shall be filed with the  
33 county auditors of the counties in which such merged area is  
34 located, and the filing thereof shall make it a duty of such  
35 auditors to enter annually this levy for collection until

1 funds are realized to repay the loan and interest thereon in  
2 full. Said loan shall bear interest at a rate or rates not  
3 exceeding that permitted by [chapter 74A](#). Any loan agreement  
4 entered into pursuant to authority ~~herein~~ contained in this  
5 section shall be in such form as the board of directors shall  
6 by resolution provide and the loan shall be payable as to both  
7 principal and interest from the proceeds of the annual levy of  
8 the voted tax authorized under [this section](#), or so much thereof  
9 as will be sufficient to pay the loan and interest thereon. In  
10 furtherance of the foregoing the board of directors of such  
11 merged area may, with or without notice, negotiate and enter  
12 into a loan agreement or agreements with any bank, investment  
13 banker, trust company, insurance company or group thereof,  
14 whereunder the borrowing of the necessary funds may be assured  
15 and consummated. The proceeds of such loan shall be deposited  
16 in a special fund, to be kept separate and apart from all other  
17 funds of the merged area, and shall be paid out upon warrants  
18 drawn by the president and secretary of the board of directors  
19 to pay the cost of acquiring the school facilities for which  
20 the tax was authorized.

21 *d.* Nothing ~~herein~~ contained in this section shall be  
22 construed to limit the authority of the board of directors to  
23 levy the full amount of the voted tax, but if and to whatever  
24 extent said tax is levied in any year in excess of the amount  
25 of principal and interest falling due in such year under any  
26 loan agreement, the first available proceeds thereof, to an  
27 amount sufficient to meet maturing installments of principal  
28 and interest under the loan agreement, shall be paid into  
29 the sinking fund for such loan before any of such taxes are  
30 otherwise made available to the merged area for other school  
31 purposes, and the amount required to be annually set aside to  
32 pay the principal of and interest on the money borrowed under  
33 such loan agreement shall constitute a first charge upon all of  
34 the proceeds of such annual special voted tax, which tax shall  
35 be pledged to pay said loan and the interest thereon.



1     e. **This subsection** shall be construed as supplemental and in  
 2 addition to existing statutory authority and as providing an  
 3 independent method of financing the cost of acquiring school  
 4 facilities for which a tax has been voted under **this section**  
 5 and for the borrowing of money and execution of loan agreements  
 6 in connection therewith and shall not be construed as subject  
 7 to the provisions of any other law. The fact that a merged  
 8 area may have previously borrowed money and entered into loan  
 9 agreements under the authority herein contained in this section  
 10 shall not prevent such merged area from borrowing additional  
 11 money and entering into further loan agreements provided that  
 12 the aggregate of the amount payable under all of such loan  
 13 agreements does not exceed the proceeds of the voted tax. All  
 14 acts and proceedings heretofore taken by the board of directors  
 15 or by any official of any merged area for the exercise of any  
 16 of the powers granted by **this section** are hereby legalized and  
 17 validated in all respects.

18     Sec. 75. Section 262.57, subsection 1, Code 2019, is amended  
 19 to read as follows:

20     1. To pay all or any part of the cost of carrying out any  
 21 project at any institution the board is authorized to borrow  
 22 money and to issue and sell negotiable bonds or notes and to  
 23 refund and refinance bonds or notes ~~heretofore issued or as may~~  
 24 ~~be hereafter~~ issued for any project or for refunding purposes  
 25 at a lower rate, the same rate, or a higher rate or rates of  
 26 interest and from time to time as often as the board shall  
 27 find it to be advisable and necessary so to do. Such bonds  
 28 or notes may be sold by ~~said~~ the board at public sale in the  
 29 manner prescribed by **chapter 75**, but if the board ~~shall find~~  
 30 finds it to be advantageous and in the public interest to do  
 31 so, such bonds or notes may be sold by the board at private  
 32 sale without published notice of any kind and without regard  
 33 to the requirements of **chapter 75** in such manner and upon such  
 34 terms as may be prescribed by the resolution authorizing the  
 35 same. Bonds or notes issued to refund other bonds or notes

1 ~~heretofore or hereafter~~ issued by the board for residence hall  
2 or dormitory purposes at any institution, including dining or  
3 other facilities and additions, or ~~heretofore or hereafter~~  
4 issued for refunding purposes, may either be sold in the manner  
5 ~~hereinbefore~~ specified in this subchapter and the proceeds  
6 thereof applied to the payment of the obligations being  
7 refunded, or the refunding bonds or notes may be exchanged for  
8 and in payment and discharge of the obligations being refunded,  
9 and a finding by the board in the resolution authorizing the  
10 issuance of such refunding bonds or notes that the bonds or  
11 notes being refunded were issued for a purpose specified in  
12 this subchapter and constitute binding obligations of the  
13 board shall be conclusive and may be relied upon by any holder  
14 of any refunding bond or note issued under the provisions of  
15 this subchapter. The refunding bonds or notes may be sold or  
16 exchanged in installments at different times or an entire issue  
17 or series may be sold or exchanged at one time. Any issue or  
18 series of refunding bonds or notes may be exchanged in part  
19 or sold in parts in installments at different times or at one  
20 time. The refunding bonds or notes may be sold or exchanged  
21 at any time on, before, or after the maturity of any of the  
22 outstanding notes, bonds, or other obligations to be refinanced  
23 thereby and may be issued for the purpose of refunding a like  
24 or greater principal amount of bonds or notes, except that the  
25 principal amount of the refunding bonds or notes may exceed  
26 the principal amount of the bonds or notes to be refunded to  
27 the extent necessary to pay any premium due on the call of the  
28 bonds or notes to be refunded or to fund interest in arrears or  
29 about to become due.

30 Sec. 76. Section 262.66, Code 2019, is amended to read as  
31 follows:

32 **262.66 Prior action legalized.**

33 All rights ~~heretofore~~ acquired prior to April 29, 1963, in  
34 connection with the financing of any project at any institution  
35 are hereby preserved and all acts and proceedings taken by the

1 board preliminary to and in connection with the authorization  
 2 and issuance of any ~~previously~~ notes or other obligations for  
 3 any project issued and outstanding ~~notes or other obligations~~  
 4 ~~for any project~~ prior to April 29, 1963, are hereby legalized,  
 5 validated and confirmed and said notes or obligations are  
 6 hereby declared to be legal and to constitute valid and binding  
 7 obligations of the board according to their terms and payable  
 8 solely and only from the sources referred to ~~therein~~ in the  
 9 notes or obligations.

10 Sec. 77. Section 266.46, Code 2019, is amended to read as  
 11 follows:

12 **266.46 Information reporting.**

13 1. In accordance with [section 266.42](#), Iowa state university  
 14 of science and technology is the custodian of all information  
 15 including but not limited to reports and records obtained,  
 16 submitted, and maintained in connection with the research  
 17 projects conducted on the site of a livestock operation as  
 18 provided in [this subchapter](#), and all information submitted  
 19 by or gathered from or deduced from a livestock producer or  
 20 livestock operation pursuant to a livestock odor mitigation  
 21 evaluation under [section 266.49](#) or section 459.303, subsection  
 22 3. The public shall have a right to examine and copy  
 23 the information as provided in [chapter 22](#), subject to the  
 24 exceptions of [section 22.7](#). ~~In addition,~~

25 2. Notwithstanding subsection 1, the university or an  
 26 agent or employee of the university shall not release the name  
 27 or location, or any other information sufficient to identify  
 28 the name or location of any livestock producer or livestock  
 29 operation participating in a research project or participating  
 30 in a livestock odor mitigation evaluation pursuant to section  
 31 266.49 or [section 459.303, subsection 3](#), and such information  
 32 shall not be subject to release pursuant to subpoena or  
 33 discovery in any civil proceeding, unless such confidentiality  
 34 is waived in writing by the livestock producer. In addition,  
 35 the university or an employee or agent of the university shall

1 release no other information submitted by or gathered from  
 2 or deduced from a livestock producer or livestock operation  
 3 pursuant to a livestock odor mitigation evaluation under  
 4 section 266.49 or [section 459.303, subsection 3](#), unless such  
 5 information is used in a research project, which in turn  
 6 shall not occur without the written consent of the livestock  
 7 producer.

8 3. Any information provided by, gathered from, or deduced  
 9 from a livestock producer or livestock operation in connection  
 10 with a research project or odor mitigation evaluation that  
 11 is in the possession of the livestock producer or livestock  
 12 operation shall not be subject to subpoena or discovery in any  
 13 civil action against the producer.

14 Sec. 78. Section 273.8, subsection 8, paragraph b, Code  
 15 2019, is amended to read as follows:

16 *b.* Where feasible, boundary lines of director districts  
 17 shall coincide with the boundary lines of school districts and  
 18 the boundary lines of election precincts established pursuant  
 19 to [sections 49.3 to through 49.6](#).

20 Sec. 79. Section 274.44, Code 2019, is amended to read as  
 21 follows:

22 **274.44 Determination final.**

23 The determination of the director of the department of  
 24 education in ~~such matters~~ sections 274.42 and 274.43 shall be  
 25 final.

26 Sec. 80. Section 274.45, Code 2019, is amended to read as  
 27 follows:

28 **274.45 Expense audited and paid.**

29 The expense of the director of the department of education  
 30 in respect to the carrying out of the provisions of sections  
 31 274.42 to through 274.44, shall be paid from funds appropriated  
 32 to the department of education.

33 Sec. 81. Section 275.9, subsection 2, Code 2019, is amended  
 34 to read as follows:

35 2. The provisions of [sections 275.1 to through 275.5](#),

1 relating to studies, surveys, hearings and adoption of plans  
2 shall constitute a mandatory prerequisite to the effectuation  
3 of any proposal for district boundary change. It shall be the  
4 mandatory duty of the area education agency board to dismiss  
5 the petition if the above provisions are not complied with  
6 fully.

7 Sec. 82. Section 279.36, subsection 2, Code 2019, is amended  
8 to read as follows:

9 2. For the fiscal year beginning July 1, 1989, and each  
10 fiscal year thereafter, the fee for the publications shall be  
11 the legal publication fee provided by ~~statute~~ section 618.11.

12 Sec. 83. Section 297.31, Code 2019, is amended to read as  
13 follows:

14 **297.31 Improvements.**

15 If there are improvements on ~~said~~ a school site, the ~~same~~  
16 improvements may at the request of either party be appraised  
17 and sold separately.

18 Sec. 84. Section 299A.1, subsection 2, paragraph b,  
19 unnumbered paragraph 1, Code 2019, is amended to read as  
20 follows:

21 "*Independent private instruction*" means private instruction  
22 that meets the following criteria:

23 Sec. 85. Section 303.34, unnumbered paragraph 1, Code 2019,  
24 is amended to read as follows:

25 The provisions of sections 303.20 to through 303.33 do not  
26 apply within the limits of a city. However, in order for a city  
27 to designate an area which is deemed to merit preservation as  
28 an area of historical significance, the following shall apply:

29 Sec. 86. Section 306.42, subsection 6, Code 2019, is amended  
30 to read as follows:

31 6. Notwithstanding any other provision of the Code, for  
32 transfers of roads and streets made after May 1, 1987, neither  
33 the transferring jurisdiction or the receiving jurisdiction  
34 shall be held liable for any claim or damage for any act or  
35 omission relating to the design, construction, or maintenance

1 of the road or street that occurred prior to the effective date  
 2 of the transfer. This ~~paragraph~~ subsection shall apply to all  
 3 transfers pursuant to this chapter or section 313.2.

4 Sec. 87. Section 308A.2, Code 2019, is amended to read as  
 5 follows:

6 **308A.2 Funds.**

7 The department of natural resources may accept in the name  
 8 of the state funds contributed by ~~such the~~ groups; specified  
 9 in section 308A.1 and ~~such the~~ funds shall be used exclusively  
 10 in the establishment of bikeways as ~~herein~~ provided in this  
 11 chapter. Additional funds as may be necessary in purchasing  
 12 signs and otherwise carrying out the provisions of this chapter  
 13 may be expended by the department of natural resources if  
 14 authorized by the general assembly pursuant to appropriations  
 15 for such purposes; ~~and the~~. The department shall be authorized  
 16 to accept and expend federal funds made available for the  
 17 purposes of aiding in the implementation of this chapter.

18 Sec. 88. Section 312.3, subsection 2, paragraph c, Code  
 19 2019, is amended by striking the paragraph.

20 Sec. 89. Section 313.4, subsection 6, Code 2019, is amended  
 21 by striking the subsection.

22 Sec. 90. Section 317.9, Code 2019, is amended to read as  
 23 follows:

24 **317.9 Duty of board to enforce.**

25 ~~The~~ Unless otherwise provided, responsibility for the  
 26 enforcement of the provisions of this chapter shall be vested  
 27 in the board of supervisors as to all ~~farm~~ of the following:

- 28 1. Farm lands; ~~railroad~~.
- 29 2. Railroad lands; ~~abandoned~~.
- 30 3. Abandoned cemeteries; ~~state~~.
- 31 4. State lands and state parks; ~~primary~~.
- 32 5. Primary and secondary roads; ~~roads~~.
- 33 6. Roads, streets, and other lands within cities ~~unless~~  
 34 ~~otherwise provided~~.

35 Sec. 91. Section 321.1, subsection 11, paragraph f,

1 subparagraphs (1) and (2), Code 2019, are amended to read as  
2 follows:

3     (1) The combination of vehicles has a gross combination  
4 weight rating or combined gross ~~combination~~ weight, whichever  
5 is greater, of twenty-six thousand one or more pounds,  
6 including a towed vehicle or vehicles having a gross vehicle  
7 weight rating or gross ~~vehicle~~ weight, whichever is greater, of  
8 ten thousand one or more pounds.

9     (2) The motor vehicle has a gross vehicle weight rating  
10 or gross ~~vehicle~~ weight, whichever is greater, of twenty-six  
11 thousand one or more pounds.

12     Sec. 92. Section 321.228, subsection 2, Code 2019, is  
13 amended to read as follows:

14     2. The provisions of sections 321.261 to through 321.273,  
15 and sections 321.277 and 321.280 shall apply upon highways and  
16 elsewhere throughout the state.

17     Sec. 93. Section 321.277, Code 2019, is amended to read as  
18 follows:

19     **321.277 Reckless driving.**

20     1. ~~Any~~ A person who drives any vehicle in such manner as to  
21 indicate either a willful or a wanton disregard for the safety  
22 of persons or property is guilty of reckless driving.

23     2. ~~Every~~ A person who is convicted of reckless driving shall  
24 be guilty of a simple misdemeanor.

25     Sec. 94. Section 321.319, Code 2019, is amended to read as  
26 follows:

27     **321.319 Entering intersections from different highways.**

28     1. When two vehicles enter an intersection from different  
29 highways or public streets at approximately the same time, the  
30 driver of the vehicle on the left shall yield the right-of-way  
31 to the vehicle on the right.

32     2. The ~~foregoing~~ rule contained in subsection 1 is modified  
33 at through highways and as otherwise ~~as hereinafter~~ stated in  
34 this chapter.

35     Sec. 95. Section 321.325, Code 2019, is amended to read as

1 follows:

2     **321.325 Pedestrians subject to signals.**

3     Pedestrians shall be subject to traffic-control signals at  
4 intersections as ~~heretofore declared~~ provided in this chapter,  
5 but at all other places pedestrians shall be accorded the  
6 privileges and shall be subject to the restrictions stated in  
7 sections 321.327 ~~to~~ through 321.331.

8     Sec. 96. Section 321.334, Code 2019, is amended to read as  
9 follows:

10    **321.334 Penalties.**

11    ~~Any~~ A person who shall carry be fined not less than one  
12 dollar nor more than one hundred dollars for each offense, if  
13 the person does any of the following:

14    1. Carries a cane or walking stick such as is prescribed in  
15 section 321.332, but contrary to the provisions hereof, or who  
16 shall fail of this chapter.

17    2. Fails to heed the approach of a person lawfully so  
18 carrying a cane or walking stick that is white in color or  
19 white tipped with red, or who is being led by a guide dog, or  
20 who shall fail.

21    3. Fails to immediately come to a complete stop, and take  
22 such precautions against accident or injury to such a person,  
23 shall be fined not less than one dollar nor more than one  
24 hundred dollars for each offense described in subsection 2.

25    Sec. 97. Section 321.347, Code 2019, is amended to read as  
26 follows:

27    **321.347 Exceptions.**

28    ~~Provided that~~ Notwithstanding section 321.345, at  
29 intersections of such through highways with boulevards or  
30 heavy traffic streets in cities, the city council, subject  
31 to the approval of the department, may determine that the  
32 through highway traffic shall come to a stop, or may erect  
33 traffic-control signals, or may adopt such other means of  
34 handling the traffic as may be deemed practical and proper.

35    Sec. 98. Section 321.384, Code 2019, is amended to read as



1 follows:

2     **321.384 When lighted lamps required.**

3     1. Every motor vehicle upon a highway within the state,  
4 at any time from sunset to sunrise, and at such other times  
5 when conditions such as fog, snow, sleet, or rain provide  
6 insufficient lighting to render clearly discernible persons  
7 and vehicles on the highway at a distance of five hundred feet  
8 ahead, shall display lighted headlamps as provided in section  
9 321.415, subject to exceptions with respect to parked vehicles  
10 as ~~hereinafter stated~~ provided in this chapter.

11     2. Whenever a requirement is hereinafter declared  
12 established in this chapter as to the distance from which  
13 certain lamps and devices shall render objects visible or  
14 within which such lamps or devices shall be visible, ~~said~~  
15 ~~provisions that requirement~~ shall apply during the times stated  
16 in subsection 1 of this section upon a straight level unlighted  
17 highway under normal atmospheric conditions unless a different  
18 time or condition is expressly stated.

19     Sec. 99. Section 322.20, Code 2019, is amended to read as  
20 follows:

21     **322.20 Extension of time.**

22     Sections 537.2503 and 537.3402 notwithstanding, if the  
23 holder of a retail installment contract in connection with the  
24 purchase or sale of a vehicle, at the request of the buyer,  
25 renews the loan or extends the scheduled due date of all or  
26 any part of an installment or installments, the holder may  
27 restate the amount of installments and the time schedule for  
28 paying installments and collect for installments, subject to  
29 the renewal or extension, a finance charge on the outstanding  
30 declining balance of the amount financed for the period of  
31 the extension or renewal. The finance charge on a renewal or  
32 extension under this ~~subsection~~ section shall not exceed the  
33 rate on the original retail installment contract as limited by  
34 section 322.19.

35     Sec. 100. Section 322G.7, unnumbered paragraph 1, Code

1 2019, is amended to read as follows:

2 To facilitate uniform application, interpretation, and  
3 enforcement of [this section](#) and [section 322G.6](#), and in  
4 implementing rules adopted pursuant to [section 322G.14](#), the  
5 attorney general may cooperate with agencies that perform  
6 similar functions in any other states that enact these  
7 or similar sections. The cooperation authorized by this  
8 ~~subsection~~ section may include any of the following:

9 Sec. 101. Section 325A.13, subsections 3 and 6, Code 2019,  
10 are amended to read as follows:

11 3. It is unlawful for a taxicab service to transport  
12 passengers by motor vehicle for hire from any place in this  
13 state to another place in this state, irrespective of the  
14 route or highway traversed, without first having obtained a  
15 taxicab service passenger certificate from the department.  
16 However, a taxicab service passenger certificate issued by the  
17 department does not authorize a taxicab service to transport  
18 passengers within the boundaries of an area governed by a local  
19 authority that licenses or regulates such vehicles pursuant  
20 to [section 321.236, subsection 7](#), unless the taxicab service  
21 is in compliance with all applicable regulations of the local  
22 authority.

23 6. A person operating a motor vehicle in a car pool or  
24 van pool is exempt from the ~~requirement~~ requirements of this  
25 chapter.

26 Sec. 102. Section 327F.31, Code 2019, is amended to read as  
27 follows:

28 **327F.31 Political subdivision ordinances.**

29 An ordinance or resolution adopted by a political  
30 subdivision of this state which relates to the speed of a  
31 train in an area within the jurisdiction of the political  
32 subdivision is subject to approval by the state department of  
33 transportation. Any speed ordinance or resolution adopted by  
34 a political subdivision of the state prior to July 1, 1988,  
35 which has not been approved by the department shall be referred

1 to the department by the political subdivision and shall be  
 2 in full force and effect upon approval of the ordinance or  
 3 resolution by the department. This ~~subsection~~ section does  
 4 not abrogate, modify, or alter any historical or contractual  
 5 agreement between a political subdivision of the state and a  
 6 railroad corporation in existence on July 1, 1975.

7 Sec. 103. Section 329.12, subsection 1, Code 2019, is  
 8 amended to read as follows:

9 1. The governing body of any municipality seeking to  
 10 exercise powers under this chapter shall by ordinance provide  
 11 for the appointment of a board of adjustment, as provided in  
 12 section 414.7 for a city, or as provided in section 335.10 for  
 13 a county. The board of adjustment has the same powers and  
 14 duties, and its procedure and appeals are subject to the same  
 15 provisions as established in sections 414.9 ~~to 414.19~~ through  
 16 414.18 for a city, or sections 335.12 to through 335.21 for a  
 17 county.

18 Sec. 104. Section 331.238, subsection 2, paragraph a,  
 19 subparagraph (7), Code 2019, is amended to read as follows:

20 (7) The organization of county departments, agencies, or  
 21 boards. The organization plan may provide for the abolition  
 22 or consolidation of a board or a commission and the assumption  
 23 of its powers and duties by the board of supervisors or  
 24 another officer. ~~This paragraph does not apply to the board of~~  
 25 ~~trustees of a county hospital.~~

26 Sec. 105. Section 331.362, subsection 6, Code 2019, is  
 27 amended to read as follows:

28 6. The board shall provide for the control or eradication of  
 29 noxious weeds in accordance with chapter 317.

30 Sec. 106. Section 331.437, Code 2019, is amended to read as  
 31 follows:

32 **331.437 Expenditures exceeding appropriations.**

33 1. It is unlawful for a county official, the expenditures of  
 34 whose office come under this part, to authorize the expenditure  
 35 of a sum for the official's department larger than the amount

1 which has been appropriated for that department by the board.

2     2. A county official in charge of a department or office who  
3 violates this ~~law~~ section is guilty of a simple misdemeanor.  
4 The penalty in this section is in addition to the liability  
5 imposed in section 331.476.

6     Sec. 107. Section 349.16, Code 2019, is amended to read as  
7 follows:

8     **349.16 What published.**

9     There shall be published in each of ~~said~~ the official  
10 newspapers at the expense of the county during the ensuing  
11 year:

12     1. The proceedings of the board of supervisors, as furnished  
13 by the county auditor, excluding from the publication of ~~said~~  
14 those proceedings, ~~its~~ the canvass of the various elections,  
15 as provided by law; the complete text of any questions or  
16 propositions submitted to the registered voters of the county  
17 by the board of supervisors, which shall be published with the  
18 required notice of a general or special election; and witness  
19 fees of witnesses before the grand jury and in the district  
20 court in criminal cases.

21     2. The schedule of bills allowed by ~~said~~ the board of  
22 supervisors.

23     3. The reports of the county treasurer, including a schedule  
24 of the receipts and expenditures of the county and the current  
25 cash balance in each fund in the treasurer's office together  
26 with the total of warrants outstanding against each of the  
27 funds as shown by the warrant register in the auditor's office.  
28 A listing of warrants outstanding is not required if the county  
29 issues checks in lieu of warrants, and there are no remaining  
30 outstanding warrants issued by the county.

31     4. A synopsis of the expenditures of township trustees for  
32 road purposes as provided by law.

33     Sec. 108. Section 351.29, Code 2019, is amended to read as  
34 follows:

35     **351.29 Construction clause.**

1 A holding that one or more sections ~~hereof~~ of this chapter  
2 are unconstitutional shall not be held to invalidate the  
3 remaining sections.

4 Sec. 109. Section 355.19, Code 2019, is amended to read as  
5 follows:

6 **355.19 Application of terms.**

7 The use of the term "Iowa plane coordinate system north zone"  
8 or "Iowa plane coordinate system south zone" on a map, report  
9 of survey, or other document shall be limited to coordinates  
10 based on the Iowa plane coordinate system as defined in this  
11 ~~chapter~~ subchapter.

12 Sec. 110. Section 357.33, Code 2019, is amended to read as  
13 follows:

14 **357.33 Appeal procedure.**

15 Any person aggrieved, may appeal from any final action of the  
16 board of supervisors in relation to any matter involving the  
17 person's rights, to the district court of the county in which  
18 the district is located. The procedure in such appeals shall  
19 be governed by the provisions of sections 468.84 ~~to 468.99~~  
20 through 468.98 provided that whenever in the above sections the  
21 words "drainage district" occur, the words "benefited water  
22 district" shall be substituted.

23 Sec. 111. Section 358.3, Code 2019, is amended to read as  
24 follows:

25 **358.3 Jurisdiction — decisions — records.**

26 The board of supervisors of the county in which the proposed  
27 sanitary district, or the major portion ~~thereof~~ of the proposed  
28 sanitary district, is located shall have jurisdiction of the  
29 proceedings on ~~said~~ the petition as ~~herein~~ provided in this  
30 chapter, and the decision of a majority of the members of ~~said~~  
31 the board shall be necessary for adoption. All orders of the  
32 board made ~~hereunder~~ under this chapter shall be spread at  
33 length upon the records of the proceedings of the board of  
34 supervisors, but need not be published under section 349.16.

35 Sec. 112. Section 358.15, Code 2019, is amended to read as

1 follows:

2 **358.15 Personal interest in contracts.**

3 ~~No~~ A trustee of such district shall not be directly or  
 4 indirectly interested in any contract, work, or business of the  
 5 district, or in the sale of any article the expense, price,  
 6 or consideration of which is paid by such district; nor in  
 7 the purchase of any real estate or other property belonging  
 8 to the district, or which ~~shall~~ is to be sold for taxes or  
 9 assessments, or by virtue of legal process at the suit of ~~said~~  
 10 the district; provided, that nothing herein. However, this  
 11 section shall not be construed as prohibiting the selection of  
 12 any person as trustee because of the person's ownership of real  
 13 estate in the district or because the person is a taxpayer in  
 14 the district.

15 Sec. 113. Section 359.12, Code 2019, is amended to read as  
 16 follows:

17 **359.12 Order for election.**

18 The county commissioner of elections shall issue an order  
 19 for ~~such~~ the first election, stating the time and place of  
 20 the ~~same~~ election, the officers to be elected, and any other  
 21 business to be transacted; ~~and no business.~~ Business not named  
 22 in ~~such~~ the order shall not be transacted at ~~such~~ the election.

23 Sec. 114. Section 372.1, subsection 3, Code 2019, is amended  
 24 to read as follows:

25 ~~3. Within thirty days of the date that this section~~  
 26 ~~becomes effective, a~~ A city shall adopt by ordinance a charter  
 27 embodying its existing form of government, which must be one of  
 28 the forms provided in this subchapter, and shall file a copy of  
 29 its charter with the secretary of state, and maintain copies  
 30 available for public inspection.

31 Sec. 115. Section 388.7, Code 2019, is amended to read as  
 32 follows:

33 **388.7 Prior utility board.**

34 1. A utility board functioning on ~~the effective date of~~  
 35 ~~the city code~~ July 1, 1975, shall continue to function until

1 discontinued as provided in [this chapter](#), and has all the  
2 powers granted in [this chapter](#).

3 2. Nothing in the city code shall be construed to allow the  
4 abrogation of any franchise.

5 Sec. 116. Section 390.5, Code 2019, is amended to read as  
6 follows:

7 **390.5 Financing.**

8 A city may finance its share of the cost of a joint facility  
9 by the use of any method of financing available for city  
10 utilities under the statutes of this state, for the financing  
11 of electric generation or transmission facilities to be owned  
12 by a city in their entirety, including but not limited to the  
13 provisions of [chapters 397 and 407, Code 1973](#), and sections  
14 [384.23 ~~to~~ through 384.36](#) and [sections 384.80 ~~to~~ through 384.94](#)  
15 as applicable. Revenues derived by a city utility from its  
16 share of ownership or operation of a joint facility shall be  
17 deemed to be revenues of the city utility for all purposes  
18 including the issuance and payment of bonds secured by or  
19 payable from the revenues of a city utility. A joint agreement  
20 shall be deemed payable from revenues or revenue bonds of a  
21 city utility in the absence of provision to the contrary or a  
22 referendum approving the issuance of general obligation bonds.

23 Sec. 117. Section 400.11, subsection 1, paragraph a, Code  
24 2019, is amended to read as follows:

25 *a.* The commission, within one hundred eighty days after  
26 the beginning of each competitive examination for original  
27 appointment, shall certify to the city council a list of the  
28 names of forty persons, or a lesser number as determined by  
29 the commission, who qualify with the highest standing as a  
30 result of each examination for the position they seek to fill,  
31 or the number which have qualified if less than forty, in the  
32 order of their standing, and all newly created offices or other  
33 vacancies in positions under civil service which occur before  
34 the beginning of the next examination for the positions shall  
35 be filled from the lists, or from the preferred list existing

1 ~~as if~~ provided for in case of diminution of employees, within  
 2 thirty days. If a tie occurs in the examination scores which  
 3 would qualify persons for the last position on the list, the  
 4 list of the names of the persons who qualify with the highest  
 5 standing as a result of each examination shall include all  
 6 persons who qualify for the last position. Preference for  
 7 temporary service in civil service positions shall be given  
 8 those on the lists. However, the commission may certify a  
 9 list of names eligible for appointment subject to successfully  
 10 completing a medical examination. The medical examination  
 11 shall be provided pursuant to commission rules adopted under  
 12 section 400.8.

13 Sec. 118. Section 400.11, subsection 2, paragraph a, Code  
 14 2019, is amended to read as follows:

15 a. The commission, within ninety days after the beginning of  
 16 each competitive examination for promotion, shall certify to  
 17 the city council a list of names of the ten persons who qualify  
 18 with the highest standing as a result of each examination for  
 19 the position the persons seek to fill, or the number which have  
 20 qualified if less than ten, in the order of their standing and  
 21 all newly created offices or other vacancies in positions under  
 22 civil service which occur before the beginning of the next  
 23 examination for the positions shall be filled from the lists,  
 24 or from the preferred list existing ~~as if~~ provided for in the  
 25 case of diminution of employees, within thirty days. If a tie  
 26 occurs in the examination scores which would qualify persons  
 27 for the tenth position on the list, the list of names of the  
 28 persons who qualify with the highest standing as a result of  
 29 each examination shall include all persons who qualify for the  
 30 tenth position.

31 Sec. 119. Section 414.7, Code 2019, is amended to read as  
 32 follows:

33 **414.7 Board of adjustment — review by council.**

34 1. The council shall provide for the appointment of a board  
 35 of adjustment ~~and in.~~ In the regulations and restrictions



1 adopted pursuant to the authority of this chapter, the  
 2 council shall provide that the ~~said~~ board of adjustment may  
 3 in appropriate cases and subject to appropriate conditions  
 4 and safeguards make special exceptions to the terms of the  
 5 ordinances in harmony with its general purpose and intent  
 6 and in accordance with general or specific rules ~~therein~~  
 7 contained in the ordinance and provide that any property owner  
 8 aggrieved by the action of the council in the adoption of such  
 9 regulations and restrictions may petition the ~~said~~ board of  
 10 adjustment direct to modify regulations and restrictions as  
 11 applied to such property owners.

12 2. The council may provide for ~~its~~ review of variances  
 13 granted by the board of adjustment by the council before ~~their~~  
 14 the effective date of the variances. The council may remand  
 15 a decision to grant a variance to the board of adjustment for  
 16 further study. The effective date of the variance is delayed  
 17 for thirty days from the date of the remand.

18 Sec. 120. Section 414.18, Code 2019, is amended to read as  
 19 follows:

20 **414.18 Trial — judgment — costs.**

21 1. If upon the hearing, which shall be tried de novo, it  
 22 shall appear to the court that testimony is necessary for  
 23 the proper disposition of the matter, ~~it~~ the court may take  
 24 evidence or appoint a referee to take such evidence as it may  
 25 direct ~~and~~. The referee shall report the ~~same~~ evidence to the  
 26 court with the referee's findings of fact and conclusions of  
 27 law, which shall constitute a part of the proceedings upon  
 28 which the determination of the court shall be made. The court  
 29 may reverse or affirm, wholly or partly, or may modify the  
 30 decision brought up for review.

31 2. Costs shall not be allowed against the board, unless  
 32 it shall appear to the court that ~~it~~ the board acted with  
 33 gross negligence or in bad faith or with malice in making the  
 34 decision appealed from.

35 Sec. 121. Section 420.286, Code 2019, is amended to read as

1 follows:

2     **420.286 Procedure.**

3     On the presentation of a petition signed by one-fourth of  
 4 the electors, as shown by the vote at the next preceding city  
 5 election, of any city acting under a special charter or act  
 6 of incorporation, to the governing body ~~thereof~~ of the city,  
 7 asking that the question of the amendment of ~~such~~ the special  
 8 charter or act of incorporation be submitted to the electors  
 9 of such city, ~~such~~ the governing body shall immediately  
 10 propose sections ~~amendatory of said~~ to amend the charter or  
 11 act of incorporation, and shall submit the ~~same~~ amendment, as  
 12 requested, at the first ensuing city election. At least ten  
 13 days before ~~such~~ the election, the mayor of ~~such~~ the city shall  
 14 issue a proclamation setting forth the nature and character  
 15 of ~~such~~ the amendment, and shall cause ~~such~~ the proclamation  
 16 to be published in a newspaper published ~~therein~~ in the city,  
 17 or, if there be none, the mayor shall cause the ~~same~~ amendment  
 18 to be posted in five public places in ~~such~~ the city. On the  
 19 day specified, the proposition to adopt the amendment shall be  
 20 submitted to the electors ~~thereof~~ of the city for adoption or  
 21 rejection, in the manner provided by the general election laws.

22     Sec. 122. Section 420.288, Code 2019, is amended to read as  
 23 follows:

24     **420.288 Submission at special election.**

25     The legislative body of ~~said~~ the city may submit any  
 26 amendment to the vote of the people ~~as aforesaid~~ at any special  
 27 election, provided one-half of the electors ~~as aforesaid~~  
 28 petition for that purpose, and the proceedings shall be the  
 29 same as at the general election.

30     Sec. 123. Section 421B.4, Code 2019, is amended to read as  
 31 follows:

32     **421B.4 Combination sales.**

33     In all offers for sale or sales involving cigarettes and any  
 34 other item at a combined price, and in all offers for sale, or  
 35 sales, involving the giving of any gift or concession of any

1 kind ~~whatsoever~~ (whether whatsoever, whether it be coupons or  
 2 ~~otherwise)~~ otherwise, the wholesaler's or retailer's combined  
 3 selling price shall not be below the cost to the wholesaler or  
 4 the cost to the retailer, respectively, of the total of all  
 5 articles, products, commodities, gifts and concessions included  
 6 in such ~~transactions~~ transactions. If any such articles,  
 7 products, commodities, gifts, or concessions, ~~shall~~ are not be  
 8 cigarettes, the basic cost thereof shall be determined in like  
 9 the same manner as provided in section 421B.2, subsection 8.

10 Sec. 124. Section 422.33, subsection 5, paragraph f,  
 11 subparagraph (1), Code 2019, is amended to read as follows:

12 (1) For purposes of this section subsection, "base amount"  
 13 means the product of the fixed-based percentage times the  
 14 average annual gross receipts of the taxpayer for the four  
 15 taxable years preceding the taxable year for which the credit  
 16 is being determined, but in no event shall the base amount be  
 17 less than fifty percent of the qualified research expenses for  
 18 the credit year.

19 Sec. 125. Section 423.2A, subsection 2, paragraph g, Code  
 20 2019, is amended to read as follows:

21 g. Beginning the first day of the quarter following July 1,  
 22 2014, transfer to the raceway facility tax rebate fund created  
 23 in section 423.4, subsection 11, paragraph "e", that portion  
 24 of the sales tax receipts collected and remitted upon sales of  
 25 tangible personal property or services furnished by retailers  
 26 at a raceway facility meeting the qualifications of section  
 27 423.4, subsection 11, that remains after the transfers required  
 28 in paragraphs "a" through "f" of this subsection 2. This  
 29 paragraph is repealed June 30, 2025, or thirty days following  
 30 the date on which an amount of total rebates specified in  
 31 section 423.4, subsection 11, paragraph "c", subparagraph (3),  
 32 subparagraph division ~~(a) or (b), whichever is applicable,~~  
 33 has been provided or thirty days following the date on which  
 34 rebates cease as provided in section 423.4, subsection 11,  
 35 paragraph "c", subparagraph (4), whichever is earliest.

1     Sec. 126. Section 423.3, subsection 46, Code 2019, is  
2 amended to read as follows:

3     46. The sales price from sales or rentals to a printer or  
4 publisher of the following: acetate; anti-halation backing;  
5 antistatic spray; back lining; base material used as a carrier  
6 for light sensitive emulsions; blankets; blow-ups; bronze  
7 powder; carbon tissue; codas; color filters; color separations;  
8 contacts; continuous tone separations; creative art; custom  
9 dies and die cutting materials; dampener sleeves; dampening  
10 solution; design and styling; diazo coating; dot etching; dot  
11 etching solutions; drawings; drawsheets; driers; duplicate  
12 films or prints; electronically digitized images; electrotypes;  
13 end product of image modulation; engravings; etch solutions;  
14 film; finished art or final art; fix; fixative spray; flats;  
15 flying pasters; foils; goldenrod paper; gum; halftones;  
16 illustrations; ink; ink paste; keylines; lacquer; lasering  
17 images; layouts; lettering; line negatives and positives;  
18 linotypes; lithographic offset plates; magnesium and zinc  
19 etchings; masking paper; masks; masters; mats; mat service;  
20 metal toner; models and modeling; mylar; negatives; nonoffset  
21 spray; opaque film process paper; opaquing; padding compound;  
22 paper stock; photographic materials: acids, plastic film,  
23 desensitizer emulsion, exposure chemicals, fix, developers,  
24 and paper; photography, day rate; photopolymer coating;  
25 photographs; photostats; photo-display tape; phototypesetter  
26 materials; ~~ph-indicator~~ pH-indicator sticks; positives; press  
27 pack; printing cylinders; printing plates, all types; process  
28 lettering; proof paper; proofs and proof processes, all  
29 types; pumice powder; purchased author alterations; purchased  
30 composition; purchased phototypesetting; purchased stripping  
31 and pasteups; red litho tape; reducers; roller covering; screen  
32 tints; sketches; stepped plates; stereotypes; strip types;  
33 substrate; tints; tissue overlays; toners; transparencies;  
34 tympan; typesetting; typography; varnishes; veloxes; wood  
35 mounts; and any other items used in a like capacity to any

1 of the above enumerated items by the printer or publisher to  
 2 complete a finished product for sale at retail. Expendable  
 3 tools and supplies which are not enumerated in **this subsection**  
 4 are excluded from the exemption. "Printer" means that portion  
 5 of a person's business engaged in printing that completes a  
 6 finished product for ultimate sale at retail or means that  
 7 portion of a person's business used to complete a finished  
 8 printed packaging material used to package a product for  
 9 ultimate sale at retail. "Printer" does not mean an in-house  
 10 printer who prints or copyrights its own materials.

11 Sec. 127. Section 423.34, Code 2019, is amended to read as  
 12 follows:

13 **423.34 Liability of user.**

14 Any person who uses any tangible personal property,  
 15 specified digital products, or services enumerated in section  
 16 423.2 upon which the use tax has not been paid, either to the  
 17 county treasurer or to a retailer or direct to the department  
 18 as required by **this subchapter**, shall be liable for the payment  
 19 of tax, and shall on or before the last day of the month next  
 20 succeeding each quarterly period pay the use tax upon all  
 21 tangible personal property, specified digital products, or  
 22 services used by the person during the preceding quarterly  
 23 period in the manner and accompanied by such returns as the  
 24 director shall prescribe. All of the provisions of sections  
 25 423.32 and **423.33** with reference to the returns and payments  
 26 shall be applicable to the returns and payments required by  
 27 this section.

28 Sec. 128. Section 427.1, subsection 13, Code 2019, is  
 29 amended to read as follows:

30 13. *Public airports.* Any lands, the use of which ~~(without,~~  
 31 without charge by or compensation to the holder of the legal  
 32 ~~title thereto)~~ to the lands, has been granted to and accepted  
 33 by the state or any political subdivision thereof for airport  
 34 or aircraft landing area purposes.

35 Sec. 129. Section 427.9, Code 2019, is amended to read as

1 follows:

2     **427.9 Suspension of taxes, assessments, and rates or charges,**  
3 **including interest, fees, and costs.**

4     If a person is a recipient of federal supplementary security  
5 income or state supplementary assistance, as defined in  
6 section 249.1, or is a resident of a health care facility,  
7 as defined by [section 135C.1](#), which is receiving payment  
8 from the department of human services for the person's care,  
9 the person shall be deemed to be unable to contribute to the  
10 public revenue. The director of human services shall notify  
11 a person receiving such assistance of the tax suspension  
12 provision and shall provide the person with evidence to  
13 present to the appropriate county board of supervisors which  
14 shows the person's eligibility for tax suspension on parcels  
15 owned, possessed, or upon which the person is paying taxes  
16 as a purchaser under contract. The board of supervisors so  
17 notified, without the filing of a petition and statement as  
18 specified in [section 427.8](#), shall order the county treasurer to  
19 suspend the collection of all the taxes, special assessments,  
20 and rates or charges, including interest, fees, and costs,  
21 assessed against the parcels and remaining unpaid by the person  
22 or contractually payable by the person, for such time as the  
23 person remains the owner or contractually prospective owner  
24 of the parcels, and during the period the person receives  
25 assistance as described in [this section](#). The county board of  
26 supervisors shall annually send to the department of human  
27 services the names and social security numbers of persons  
28 receiving a tax suspension pursuant to [this section](#). The  
29 department shall verify the continued eligibility for tax  
30 suspension of each name on the list and shall return the list  
31 to the board of supervisors. The director of human services  
32 shall advise the person that the person may apply for an  
33 additional property tax credit pursuant to sections 425.16  
34 ~~to 425.39~~ through 425.37 which shall be credited against the  
35 amount of the taxes suspended.

1     Sec. 130. Section 428.35, subsections 2 and 3, Code 2019,  
2 are amended to read as follows:

3     2. *Tax imposed.* An annual excise tax is hereby levied on  
4 such handling of grain in the amount ~~hereinafter~~ provided in  
5 this section. All grain so handled shall be exempt from all  
6 taxation as property under the laws of this state. The amount  
7 of such excise tax shall be a sum equal to one-fourth mill per  
8 bushel upon all grain as ~~herein~~ defined in this section that  
9 is so handled.

10    3. *Statement filing form.* Every person engaged in handling  
11 grain shall, on the first day of January of each year and  
12 not later than sixty days thereafter, make and file with the  
13 assessor a statement of the number of bushels of grain handled  
14 by the person in that district during the year immediately  
15 preceding, or the part thereof, during which the person was  
16 engaged in handling grain; ~~and on.~~ Upon demand, the assessor  
17 shall have the right to inspect all such person's records  
18 thereof. A form for making ~~such~~ the statement shall be  
19 included in the blanks prescribed by the director of revenue.  
20 If ~~such~~ a statement is not furnished as ~~herein~~ required in this  
21 subsection, section 441.24 shall ~~be applicable~~ apply.

22    Sec. 131. Section 434.2, unnumbered paragraph 1, Code 2019,  
23 is amended to read as follows:

24    On or before October 31 each year, the department of revenue  
25 shall assess all of the property of each railway corporation  
26 in the state, excepting the lands, lots, and other real estate  
27 ~~belonging thereto~~ to the railway corporation and not used in  
28 the operation of any railway, ~~and excepting~~ railway bridges  
29 across the Mississippi and Missouri rivers, and excepting  
30 grain elevators; ~~and for.~~ For the purpose of making ~~such~~  
31 the assessment ~~its,~~ the president, vice president, general  
32 manager, general superintendent, receiver, or such other  
33 officer of the railway corporation as the department of revenue  
34 may designate, shall, on or before the first day of April in  
35 each year, furnish to the department of revenue a verified

1 statement showing in detail for the year ended December 31 next  
2 preceding:

3     Sec. 132. Section 435.33, Code 2019, is amended to read as  
4 follows:

5     **435.33 Rent reimbursement.**

6     A home owner who qualifies for a reduced tax rate provided  
7 in [section 435.22](#) and who rents a space upon which to set the  
8 home shall be entitled to the protections provided in sections  
9 425.33 ~~to~~ through 425.36 and if the home owner who qualifies  
10 for a reduced tax rate believes that a landlord has increased  
11 the home owner's rent because the home owner is eligible for a  
12 reduced tax rate, the provisions of [sections 425.33](#) and [425.36](#)  
13 shall be applicable.

14     Sec. 133. Section 441.9, Code 2019, is amended to read as  
15 follows:

16     **441.9 Removal of assessor.**

17     The assessor may be removed by a majority vote of the  
18 conference board, after charges of misconduct, nonfeasance,  
19 malfeasance, or misfeasance in office ~~shall have been~~ are  
20 substantiated at a public hearing, if ~~same~~ a hearing is  
21 demanded by the assessor by written notice served upon the  
22 chairperson of the conference board. For purposes of this  
23 section, "*misconduct*" includes but is not limited to knowingly  
24 engaging in assessment methods, practices, or conduct that  
25 contravene any applicable law, administrative rule, or order of  
26 any court or other government authority.

27     Sec. 134. Section 441.37, subsection 1, paragraph a, Code  
28 2019, is amended to read as follows:

29     a. (1) Any property owner or aggrieved taxpayer who is  
30 dissatisfied with the owner's or taxpayer's assessment may file  
31 a protest against such assessment with the board of review on  
32 or after April 2, to and including April 30, of the year of  
33 the assessment. In any county which has been declared to be a  
34 disaster area by proper federal authorities after March 1 and  
35 prior to May 20 of said year of assessment, the board of review



1 shall be authorized to remain in session until June 15 and the  
 2 time for filing a protest shall be extended to and include the  
 3 period from May 25 to June 5 of such year. The protest shall  
 4 be in writing on forms prescribed by the director of revenue  
 5 and, except as provided in [subsection 3](#), signed by the one  
 6 protesting or by the protester's duly authorized agent. The  
 7 taxpayer may have an oral hearing on the protest if the request  
 8 for the oral hearing is made in writing at the time of filing  
 9 the protest. The protest must be confined to one or more of the  
 10 following grounds:

11     ~~{1}~~ (a) That said assessment is not equitable as compared  
 12 with assessments of other like property in the taxing district.

13     ~~{2}~~ (b) That the property is assessed for more than the  
 14 value authorized by law.

15     ~~{3}~~ (c) That the property is not assessable, is exempt from  
 16 taxes, or is misclassified.

17     ~~{4}~~ (d) That there is an error in the assessment.

18     ~~{5}~~ (e) That there is fraud or misconduct in the assessment  
 19 which shall be specifically stated. ~~For purposes of this~~  
 20 ~~section, "misconduct" means the same as defined in section~~  
 21 ~~441.9. If the local board of review, property assessment~~  
 22 ~~appeal board, or district court decides in favor of the~~  
 23 ~~property owner or aggrieved taxpayer and finds that there was~~  
 24 ~~fraud or misconduct in the assessment, the property owner's or~~  
 25 ~~aggrieved taxpayer's reasonable costs incurred in bringing the~~  
 26 ~~protest or appeal shall be paid from the assessment expense~~  
 27 ~~fund under [section 441.16](#). For purposes of [this section](#), costs~~  
 28 ~~include but are not limited to legal fees, appraisal fees, and~~  
 29 ~~witness fees.~~

30     (2) If the local board of review, property assessment appeal  
 31 board, or district court decides in favor of the property  
 32 owner or aggrieved taxpayer and finds that there was fraud or  
 33 misconduct in the assessment, the property owner's or aggrieved  
 34 taxpayer's reasonable costs incurred in bringing the protest  
 35 or appeal shall be paid from the assessment expense fund under

1 section 441.16.

2 (3) For purposes of this section, "*costs*" include but are  
3 not limited to legal fees, appraisal fees, and witness fees.

4 (4) For purposes of this section, "*misconduct*" means the  
5 same as defined in section 441.9.

6 Sec. 135. Section 441.40, Code 2019, is amended to read as  
7 follows:

8 **441.40 Costs, fees, and expenses apportioned.**

9 The clerk of the court shall likewise certify to the county  
10 treasurer the costs assessed by the court on any appeal from  
11 a board of review to the district court, in all cases where  
12 the costs are taxed against the board of review or any taxing  
13 district. Thereupon the county treasurer shall compute and  
14 apportion the costs between the various taxing districts  
15 participating in the proceeds of the collection of the taxes  
16 involved in any such appeal, and the treasurer shall so compute  
17 and apportion the various amounts which the taxing districts  
18 are required to pay in proportion to the amount of taxes each  
19 of the taxing districts is entitled to receive from the whole  
20 amount of taxes involved in each of such appeals. The county  
21 treasurer shall deduct from the proceeds of all general taxes  
22 collected the amount of costs so computed and apportioned by  
23 the treasurer from the moneys due to each taxing district  
24 from general taxes collected. The amount deducted shall be  
25 certified to each taxing district in lieu of moneys collected.  
26 The county treasurer shall pay to the clerk of the district  
27 court the amount of the costs so computed, apportioned,  
28 and collected by the treasurer in all cases ~~now on file or~~  
29 ~~hereafter filed~~ in which the costs have not been paid.

30 Sec. 136. Section 450.3, unnumbered paragraph 1, Code 2019,  
31 is amended to read as follows:

32 The tax ~~hereby~~ imposed under this chapter shall be collected  
33 upon the net market value, and shall go into the general fund  
34 of the state, to be determined as ~~herein~~ provided in this  
35 chapter, of any property passing as follows:

1     Sec. 137. Section 450.48, subsection 1, Code 2019, is  
2 amended to read as follows:

3     1. Except as provided in subsection 2, when in case of  
4 deferred estates or remainder interests in personal property or  
5 in the proceeds of any real estate that may be sold during the  
6 time of a life, term, or prior estate, the persons interested  
7 who may desire to defer the payment of the tax until the  
8 determination of the prior estate, shall file with the clerk  
9 of the proper district court a bond as provided herein in this  
10 chapter in other cases, ~~such~~. The bond to shall be renewed  
11 every two years until the tax upon ~~such~~ the deferred estate is  
12 paid. If at the end of any two-year period the bond is not  
13 promptly renewed as ~~herein~~ provided in this section and the tax  
14 has not been paid, the bond shall be declared forfeited, and  
15 the amount ~~thereof~~ of the bond forthwith collected.

16     Sec. 138. Section 452A.54, subsection 3, Code 2019, is  
17 amended to read as follows:

18     3. Application for a refund of fuel tax under this  
19 subchapter must be made for each quarter in which the excess  
20 payment was reported, and will not be allowed unless the amount  
21 of fuel tax paid on the fuel purchased in this state, in excess  
22 of that consumed for highway operation in this state in the  
23 quarter applied for, is in an amount exceeding ten dollars. An  
24 application for a refund of excess Iowa fuel tax paid under  
25 this subchapter which is filed for any period or in any manner  
26 other than ~~herein~~ as set out in this section shall not be  
27 allowed.

28     Sec. 139. Section 455C.6, subsection 3, Code 2019, is  
29 amended to read as follows:

30     3. The department shall approve a redemption center  
31 if it finds that the redemption center will provide a  
32 convenient service to consumers for the return of empty  
33 beverage containers. The order of the department approving  
34 a redemption center shall state the dealers to be served by  
35 the redemption center and the kind and brand names of empty

1 beverage containers which the redemption center must accept.  
2 The order may contain such other provisions to ~~insure~~ ensure  
3 that the redemption center will provide a convenient service to  
4 the public as the director may determine.

5 Sec. 140. Section 455D.4A, subsection 2, unnumbered  
6 paragraph 1, Code 2019, is amended to read as follows:

7 Recycling of materials for the purpose of being excluded  
8 from the solid waste provisions of chapter 455B, division  
9 IV, part 1, must be legitimate. A material that is not  
10 legitimately recycled is discarded material and is a solid  
11 waste. In determining if recycling is legitimate, a recycling  
12 ~~facilities~~ facility must establish all of the following:

13 Sec. 141. Section 455D.4A, subsection 2, paragraph b, Code  
14 2019, is amended to read as follows:

15 b. The material is being managed as a valuable commodity  
16 while under ~~their~~ the facility's control.

17 Sec. 142. Section 455D.4A, subsections 6 and 9, Code 2019,  
18 are amended to read as follows:

19 6. To establish that a material is being managed as a  
20 valuable commodity while under ~~their~~ the facility's control,  
21 a recycling facility owner or operator shall ensure that  
22 stockpiled material is not speculatively accumulated by  
23 maintaining current inventory records and is managed in a  
24 manner consistent with comparable recyclable materials or  
25 products in an equally protective manner.

26 9. Scrap metal ~~as defined in section 455D.1~~ is not subject  
27 to the provisions of this section.

28 Sec. 143. Section 455D.16, subsection 7, paragraph a, Code  
29 2019, is amended to read as follows:

30 a. Review and grant approval of, deny, or approve with  
31 modifications a manufacturer plan required under this section.  
32 The department shall not approve a plan unless all elements  
33 of subsection 4, paragraph "a", are adequately addressed and  
34 the program outlined in the plan will assure a maximum rate  
35 of collection of mercury-added thermostats. In reviewing

1 a plan the department may consider consistency of the plan  
 2 with collection requirements in other states and consider  
 3 consistency between thermostat manufacturer collection  
 4 programs. In reviewing plans, the ~~agency~~ department shall  
 5 ensure that education and outreach programs are uniform and  
 6 consistent to ensure ease of implementation by thermostat  
 7 wholesalers and thermostat retailers.

8 Sec. 144. Section 455G.3, subsection 6, Code 2019, is  
 9 amended by striking the subsection.

10 Sec. 145. Section 461A.9, Code 2019, is amended to read as  
 11 follows:

12 **461A.9 Condemnation statutes.**

13 All the provisions of the law relating to the condemnation of  
 14 lands for public state purposes shall apply to the provisions  
 15 ~~hereof~~ of this chapter in and so far as applicable.

16 Sec. 146. Section 461A.10, Code 2019, is amended to read as  
 17 follows:

18 **461A.10 Title to lands.**

19 The title to all lands purchased, condemned, or donated,  
 20 ~~hereunder~~ under this chapter, for park or highway purposes,  
 21 shall be taken in the name of the state and if thereafter it  
 22 shall be deemed advisable to sell any portion of the land so  
 23 purchased or condemned, the proceeds of ~~such~~ the sale shall be  
 24 placed to the credit of the ~~said~~ public state parks fund to be  
 25 used for such park purposes.

26 Sec. 147. Section 461A.16, Code 2019, is amended to read as  
 27 follows:

28 **461A.16 Landscape architect.**

29 The commission may call upon the Iowa state university  
 30 of science and technology for the services of at least one  
 31 competent landscape architect, engineer, or gardener, who  
 32 shall, under the direction of the commission, proceed to work  
 33 with ~~it~~ the commission in the improvement of the state property  
 34 under the control of ~~said~~ the commission. The president of  
 35 ~~said~~ the Iowa state university of science and technology shall,

1 when called upon, designate the landscape architect, engineer,  
2 or gardener, as the case may be, who shall work with ~~said~~ the  
3 commission.

4 Sec. 148. Section 461A.20, Code 2019, is amended to read as  
5 follows:

6 **461A.20 State department of transportation — duties.**

7 The commission may call upon the state department of  
8 transportation for the services of at least one competent  
9 engineer, who shall, under the direction of the commission,  
10 proceed to work in conjunction with ~~it~~ the commission in  
11 carrying out the true spirit and purpose of this chapter.

12 Sec. 149. Section 462A.2, subsection 43, Code 2019, is  
13 amended to read as follows:

14 43. "*Watercraft*" means any vessel which through the ~~buoyance~~  
15 buoyant force of water floats upon the water and is capable of  
16 carrying one or more persons.

17 Sec. 150. Section 462A.39, Code 2019, is amended to read as  
18 follows:

19 **462A.39 Expiration date.**

20 Each special certificate issued ~~hereunder~~ under this chapter  
21 shall expire at midnight on April 30 of the last calendar year  
22 of the registration period, and a new special certificate  
23 for the ensuing registration period may be obtained upon  
24 application to the commission and payment of the fee provided  
25 by law.

26 Sec. 151. Section 468.11, Code 2019, is amended to read as  
27 follows:

28 **468.11 Survey.**

29 1. The engineer shall examine the lands described in the  
30 petition and any other lands which would be benefited by said  
31 improvement or necessary in carrying out the ~~same~~ purposes of  
32 the petition.

33 2. The engineer shall locate and survey such ditches,  
34 drains, levees, settling basins, pumping stations, and other  
35 improvements as will be necessary, practicable, and feasible

1 in carrying out the purposes of the petition and which will be  
2 of public benefit or utility, or conducive to public health,  
3 convenience, or welfare.

4 Sec. 152. Section 468.16, Code 2019, is amended to read as  
5 follows:

6 **468.16 Service on agent.**

7 1. If any person, corporation, or company owning or having  
8 interest in any land or other property affected by any proposed  
9 improvement under this chapter ~~shall file with the auditor~~  
10 files an instrument in writing with the auditor designating  
11 the name and post office address of the agent of the person,  
12 corporation, or company upon whom service of notice of ~~said~~  
13 the proceeding shall be made, the auditor shall, not less  
14 than twenty days prior to the date set for hearing upon ~~said~~  
15 the petition, send a copy of ~~said the~~ notice by certified  
16 mail addressed to the agent so designated. Proof of ~~such~~  
17 service shall be made by affidavit of the auditor filed in  
18 ~~said the~~ proceeding at or before the date of the hearing upon  
19 the petition, and such service shall be in lieu of all other  
20 service of notice to such persons, corporations, or companies.

21 2. This designation when filed shall be in force for  
22 a period of five years thereafter and shall apply to all  
23 proceedings under ~~said chapters~~ this chapter during such  
24 period. The person, company, or corporation making such  
25 designation shall have the right to change the agent appointed  
26 ~~therein~~ in the designation or to amend ~~it~~ the designation in  
27 any other particular.

28 Sec. 153. Section 468.27, Code 2019, is amended to read as  
29 follows:

30 **468.27 Dismissal or establishment — permanent easement.**

31 1. The board shall at the meeting, or at an adjourned  
32 session of the meeting, consider the costs of construction  
33 of the improvement as shown by the reports of the engineer  
34 and the amount of damages and compensation awarded to all  
35 claimants, ~~and if.~~ If, in ~~its~~ the board's opinion, the costs

1 of construction and amount of damages awarded create a greater  
 2 burden than should justly be borne by the lands benefited by  
 3 the improvement, ~~it~~ the board shall then dismiss the petition  
 4 and assess the costs and expenses to the petitioners and their  
 5 sureties, ~~but if it.~~ However, if the board finds that the cost  
 6 and expense is not a greater burden than should be justly borne  
 7 by the land benefited by the improvement, ~~it~~ then the board  
 8 shall finally and permanently locate and establish the district  
 9 and improvement.

10 2. Following ~~its~~ the establishment of the district, the  
 11 drainage district is deemed to have acquired by permanent  
 12 easement all ~~right-of-way~~ rights-of-way for drainage district  
 13 ditches, tile lines, settling basins and other improvements,  
 14 unless ~~they~~ the rights-of-way are acquired by fee simple,  
 15 in the dimensions shown on the survey and report made in  
 16 compliance with [sections 468.11](#) and [468.12](#) or as shown on the  
 17 permanent survey, plat, and profile, if one is made. Upon  
 18 the establishment of the district, the petitioners shall file  
 19 with the county auditor the survey and report or permanent  
 20 survey, plat, and profile, as set forth in [sections 468.172](#)  
 21 and [468.173](#). This filing constitutes constructive notice to  
 22 all persons of the rights conferred by [this section](#). The  
 23 permanent easement includes the right of ingress and egress  
 24 across adjoining land and the right of access for maintenance,  
 25 repair, improvement, and inspection. The owner or lessee  
 26 shall be reimbursed for any crop damages incurred in the  
 27 maintenance, repair, improvement, and inspection except within  
 28 the right-of-way of the drainage district.

29 Sec. 154. Section 468.70, Code 2019, is amended to read as  
 30 follows:

31 **468.70 Installment assessments — interest-bearing warrants**  
 32 **— improvement certificates.**

33 1. The board may provide by resolution for the payment of  
 34 assessments in not more than twenty annual installments with  
 35 interest at a rate determined by the board, notwithstanding



1 chapter 74A. The board may issue warrants bearing interest  
2 at the same rate, which warrants shall be numbered and state  
3 a maturity date, in which event ~~they~~ the warrants shall bear  
4 interest from the date of issuance without being presented for  
5 payment and marked unpaid for want of funds. The warrants may  
6 be sold by the board for cash in an amount not less than their  
7 face value, together with any accrued interest.

8 2. The board may provide by resolution for the issuance  
9 of improvement certificates payable to bearer or to the  
10 contractors, naming them, who have constructed the ~~said~~  
11 improvement or completed any part ~~thereof~~ of the improvement,  
12 in payment or part payment of such work.

13 Sec. 155. Section 468.74, Code 2019, is amended to read as  
14 follows:

15 **468.74 Drainage bonds.**

16 1. When a drainage district has been established or the  
17 making of any subsequent repair or improvement determined  
18 upon, if the board of supervisors shall find that the cost  
19 of such improvement will create assessments against the land  
20 included ~~therein~~ in the district that are greater than should  
21 be levied in a single year upon the lands benefited by ~~such~~ the  
22 improvement, then, instead of issuing improvement certificates,  
23 as provided in sections 468.70 through 468.73, the board may  
24 fix the amount that shall be levied and collected each year  
25 until such cost and expenses are paid, and may issue drainage  
26 bonds of the county covering all assessments exclusive of  
27 assessments of one hundred dollars and less.

28 2. Before ~~such~~ drainage bonds shall be issued, the governing  
29 body of the district shall cause an action for declaratory  
30 judgment to be brought in the district court of the county in  
31 which the bonds are to be issued, asking that their legality  
32 be confirmed. The court shall fix a date for hearing ~~thereon~~  
33 on the legality of the bonds and notice ~~thereof~~ of hearing  
34 shall be given to the owners of each lot or tract of land  
35 within the district, which shall be affected by an assessment

1 to pay the proposed bonds, as shown by the transfer books in  
 2 the auditor's office; ~~also~~. Notice shall also be given to  
 3 the holders of liens of record upon said the affected lands,  
 4 and to all persons to whom it may concern without naming them  
 5 specifically. ~~Such~~ The notice shall be given by publication  
 6 and by mailing for the same time in advance of hearing and in  
 7 the same manner prescribed in section 468.15. After the entry  
 8 of the declaratory judgment adjudicating the validity of such  
 9 bonds, the approval of the district court shall be endorsed on  
 10 the bonds before ~~their~~ issuance.

11 Sec. 156. Section 468.108, Code 2019, is amended to read as  
 12 follows:

13 **468.108 Bridges.**

14 1. When a levee, ditch, drain, or change of any natural  
 15 watercourse crosses a public highway, necessitating moving or  
 16 building or rebuilding any secondary road bridge upon, or ditch  
 17 or drain crossing the road, the board of supervisors shall  
 18 move, build, or rebuild ~~it~~ the bridge, ditch, or drain, paying  
 19 the costs and expenses, including construction, maintenance,  
 20 repair and improvement costs, from county funds.

21 2. If the bridge or crossing ~~be~~ is upon or across a primary  
 22 or interstate road, the moving, building, or rebuilding  
 23 work ~~aforsaid~~ shall be done by the state department of  
 24 transportation and paid for out of the primary road fund.

25 Sec. 157. Section 468.118, Code 2019, is amended to read as  
 26 follows:

27 **468.118 Abandoned right-of-way.**

28 1. If a railroad or other utility has abandoned the use of  
 29 its right-of-way for the purpose it was originally acquired  
 30 or has sold its right-of-way to a person who will use ~~it~~  
 31 the right-of-way for a purpose other than for which it was  
 32 originally acquired, the prior right or privilege of the  
 33 drainage district to pass through the right-of-way of the  
 34 railroad or utility shall become a permanent easement in favor  
 35 of the drainage district for drainage purposes including the

1 right of ingress and egress through adjacent property and  
 2 the right of access for maintenance, repair, improvement and  
 3 inspection. The permanent easement has the same dimensions as  
 4 originally specified in the engineer's report and survey, or as  
 5 acquired by use or as subsequently acquired.

6 2. If a railroad or other utility has abandoned the use of  
 7 its right-of-way for the purpose it was originally acquired  
 8 or has sold its right-of-way to a person who will use ~~it~~  
 9 the right-of-way for a purpose other than for which it was  
 10 originally acquired in segments, each segment shall be assessed  
 11 for benefits in the same proportion as the area of the segment  
 12 bears to the area of the right-of-way through the forty-acre  
 13 tract.

14 Sec. 158. Section 468.127, Code 2019, is amended to read as  
 15 follows:

16 **468.127 Payment.**

17 1. The costs of the repair or improvements provided for in  
 18 section 468.126 shall be paid for out of the funds of the levee  
 19 or drainage district. If the funds on hand are not sufficient  
 20 to pay such expenses, the board within two years shall levy an  
 21 assessment sufficient to pay the outstanding indebtedness and  
 22 leave the balance which the board determines is desirable as  
 23 a sinking fund to pay maintenance and repair expenses. Any  
 24 assessment made under this section on any tract, parcel or lot  
 25 within the district which is computed at less than five dollars  
 26 shall be fixed at the sum of five dollars.

27 2. If the board deems that the costs of the repairs or  
 28 improvements will create assessments against the lands in the  
 29 district greater than should be borne in one year, ~~it~~ the  
 30 board may levy the ~~same~~ assessment at one time and provide  
 31 for the payment of ~~said~~ the costs and assessments in the  
 32 manner provided in sections 468.57 through 468.61; provided  
 33 that assessments may be collected in not more than twenty  
 34 installments as the board may determine.

35 Sec. 159. Section 468.133, Code 2019, is amended to read as

1 follows:

2     **468.133 Commissioners to apportion benefits — interest**  
 3 **prohibited.**

4     1. For the purpose of ascertaining the proportionate  
 5 benefits, the board shall appoint commissioners having the  
 6 qualifications of benefit commissioners, one of whom shall be  
 7 an engineer. ~~Such~~ The commissioners who are appointed shall  
 8 not be residents of any of the districts affected, nor shall  
 9 any member ~~thereof~~ of the commission have any interest in land  
 10 in any districts affected by the contemplated work. ~~Such~~ The  
 11 commission shall determine the percentage of benefits and the  
 12 sum total to be assessed to each district for the improvement.

13     2. In the event that one of the districts to be assessed  
 14 under this ~~statute~~ section shall have any improvement such as  
 15 a settling basin which reduces the quality and quantity of  
 16 flow or sediment, such commission may give consideration to  
 17 the existence of such an improvement when they determine the  
 18 percentage of benefits and the sum total to be assessed to each  
 19 district for the improvement.

20     Sec. 160. Section 468.135, Code 2019, is amended to read as  
 21 follows:

22     **468.135 Report and review — appeal.**

23     1. The commissioners shall file with the board a detailed  
 24 report of their findings. ~~Said~~ The board shall review ~~said~~  
 25 the report and may, by proper order, increase or decrease  
 26 the amount which shall be charged to each district. After  
 27 the final order of the board ~~herein~~ has been made, ~~said~~  
 28 the board shall notify the county auditor, in the time and  
 29 manner as provided in sections 468.133 and 468.134, of ~~said~~  
 30 the order, and said. The county auditor shall notify by  
 31 certified mail the board of supervisors, ~~and said the board or~~  
 32 boards of trustees, of ~~said the final order.~~ Said The board  
 33 of supervisors and ~~said the board or boards of trustees, if~~  
 34 aggrieved by ~~said the final order, may appeal therefrom from~~  
 35 the order to the district court of the county in which any of

1 the improvement proposed or done is located.

2 2. Any such appeal shall be taken, perfected, and conducted  
3 in the time and manner provided in section 468.83, subsection  
4 1, and sections 468.84 through 468.88, for appeals contemplated  
5 by ~~said~~ those sections.

6 Sec. 161. Section 468.151, Code 2019, is amended to read as  
7 follows:

8 **468.151 Actions — settlement — counsel.**

9 1. Levee or drainage districts through their governing  
10 bodies are authorized to maintain actions in law or equity  
11 for the purposes of preventing or recovering damages that may  
12 accrue to ~~such~~ the districts on account of the impairment of  
13 their functions, or the increase in the cost of maintenance  
14 or operation of ~~such~~ the districts, or on account of damages  
15 to property owned by ~~such~~ the districts, resulting from  
16 the construction or operation of locks, dams, and pools in  
17 the Mississippi or Missouri ~~rivers;~~ they river. Levee or  
18 drainage districts may make settlements and adjustments of such  
19 damages and written contracts with relation ~~thereto~~ to such  
20 damages, and receive any appropriations that may be made by  
21 the Congress of the United States for the increased cost to  
22 drainage or levee districts and may agree to the construction  
23 and maintenance of present equipment and of new or remedial  
24 works, improvements and equipment as a part of such damages, or  
25 as a means of lessening the damages which will be suffered by  
26 the said districts. ~~Said~~ The districts are further authorized  
27 to employ legal and engineering counsel for such purposes and  
28 to pay for the ~~same~~ cost of employing legal and engineering  
29 counsel out of the award of damages or out of the maintenance  
30 funds of the district.

31 2. If a lump sum settlement is made between the United  
32 States and the district to provide an annual payment of income  
33 ~~therefrom~~ from the lump sum settlement, the county treasurer  
34 of the county in which the greater portion of the district is  
35 situated shall be custodian of ~~such~~ the principal fund. The

1 governing body of the district shall apply to the district  
 2 court for authority to invest ~~said~~ the fund as provided by  
 3 section 636.23, and, in addition to the investments ~~therein~~  
 4 approved, the court may authorize investment of ~~said~~ the fund  
 5 in interest-bearing bonds or warrants of ~~said~~ the district.  
 6 The income from ~~said~~ the fund shall be disbursed by direction  
 7 of the governing body of the district.

8 Sec. 162. Section 468.159, subsection 2, Code 2019, is  
 9 amended to read as follows:

10 2. The board of trustees may also lease or sell and convey  
 11 such other property of the district, both real and personal,  
 12 as is no longer needed for the purposes for which the district  
 13 was established, and any such leases, or sales and conveyances  
 14 prior to July 1, 1970, are hereby legalized and declared to be  
 15 valid and binding.

16 Sec. 163. Section 468.356, Code 2019, is amended to read as  
 17 follows:

18 **468.356 Petition — procedure — emergency pumping station.**

19 1. ~~Such~~ A pumping station shall not be established or  
 20 maintained unless a petition ~~therefor~~ shall be presented to  
 21 the board signed by not less than one-third of the owners  
 22 of lands benefited ~~thereby~~ by the establishment of a pumping  
 23 station. The lands benefited by ~~such~~ a pumping station shall  
 24 be determined by the board on ~~said~~ the petition and report  
 25 of the engineer, and such other evidence as ~~it~~ the board may  
 26 hear. No additional land shall be taken into any such drainage  
 27 district after the improvements ~~therein~~ in the district have  
 28 been substantially completed, unless one-third of the owners  
 29 of the land proposed to be annexed have petitioned ~~therefor~~ or  
 30 consented in writing ~~thereto~~ to the annexation.

31 2. However, the board of supervisors may install a  
 32 temporary portable pumping station to remove flood waters in an  
 33 emergency. The board of supervisors shall levy and collect the  
 34 cost of the purchase, operation, and maintenance of the pumping  
 35 station from the lands in the district benefited by the pumping

1 station in the same manner as provided for in the construction  
2 and maintenance of a drainage or levee district. For the  
3 purpose of this ~~paragraph~~ subsection, an emergency occurs when  
4 ponded or standing water does not freely flow to the outlet  
5 ditch and the capacity of the outlet ditch is not fully used.

6 Sec. 164. Section 468.376, Code 2019, is amended to read as  
7 follows:

8 **468.376 Funds available to pay bonds.**

9 1. When refunding bonds shall be issued to pay for drainage  
10 improvements under the provisions of this part, all special  
11 assessments, taxes, and sinking funds applicable to the payment  
12 of such bonds previously issued shall be applicable in the same  
13 manner and the same extent to the payment of the refunding  
14 bonds issued ~~hereunder~~ under this part, and all the powers and  
15 duties to levy and collect special assessments and taxes or  
16 create liens upon property shall continue until all refunding  
17 bonds shall be paid.

18 2. The drainage district shall collect the special  
19 assessments out of which the said bonds are payable and hold  
20 the ~~same~~ special assessments separate and apart in trust for  
21 the payment of ~~said~~ the refunding bonds but the provisions of  
22 this part shall not apply to assessments or bonds adjudicated  
23 to be void.

24 Sec. 165. Section 468.533, Code 2019, is amended to read as  
25 follows:

26 **468.533 Petition — canvass.**

27 1. ~~For such purposes a~~ A petition requesting that a district  
28 placed under the management of trustees be placed back under  
29 the management of a board or boards of supervisors, that is  
30 signed by a majority of persons, including corporations, owning  
31 land within the district assessed for benefits and who in the  
32 aggregate own more than one-half the acreage of such lands,  
33 may be filed in the office of the auditor and, if the district  
34 is situated in more than one county, then a duplicate shall be  
35 filed in the office of the auditor of each county.

1     2. The trustees shall fix a date not less than ten nor more  
2 than thirty days from the date ~~such~~ the petition is filed for  
3 the canvass of such petition, and the trustees and auditor or  
4 auditors shall canvass ~~said~~ the petition and certify and record  
5 in the drainage record the result.

6     Sec. 166. Section 468.543, Code 2019, is amended to read as  
7 follows:

8     **468.543 Notice.**

9     The board shall give ten days' notice of ~~said~~ the meeting  
10 described under section 468.542 in the same manner as required  
11 in relation to the issuance of bonds under [chapter 73A](#).

12     Sec. 167. Section 468.559, Code 2019, is amended to read as  
13 follows:

14     **468.559 Applicability of funds.**

15     All special assessments, taxes, and sinking funds applicable  
16 to the payment of the indebtedness refunded by ~~said~~ drainage  
17 bonds shall be applicable in the same manner and to the same  
18 extent to the payment of ~~such~~ refunding bonds issued ~~hereunder~~  
19 under this part, and the powers, rights, and duties to levy  
20 and collect special assessments or taxes, or create liens upon  
21 property shall continue until all refunding bonds shall be  
22 paid.

23     Sec. 168. Section 468.561, Code 2019, is amended to read as  
24 follows:

25     **468.561 Liens unimpaired.**

26     When drainage refunding bonds are issued ~~hereunder~~, nothing  
27 in this part shall be construed as impairing the lien of  
28 any unpaid drainage assessments or installments in ~~such~~  
29 the drainage district, the time of payment of which is not  
30 extended, nor shall this part be construed as impairing the  
31 priority of the lien ~~thereof~~ of any unpaid drainage assessments  
32 or installments nor the right, duty, and power of the officers  
33 authorized by law to levy, collect, and apply the proceeds  
34 ~~thereof~~ of the assessments or installments to the payment  
35 of outstanding drainage bonds issued in anticipation of the



1 collection ~~thereof~~ of the assessments or installments.

2 Sec. 169. Section 468.566, Code 2019, is amended to read as  
3 follows:

4 **468.566 Refinancing powers.**

5 1. In order to effect ~~such~~ a loan under section 468.565,  
6 the governing body of ~~such~~ a district, or board of supervisors,  
7 is authorized to execute such agreements and contracts, and  
8 to fulfill such requirements of the loaning agency as are not  
9 inconsistent with this part; and to issue, and pledge or sell  
10 ~~such~~ the bonds at their face value to the ~~said~~ reconstruction  
11 finance corporation, or other loaning agency, furnishing the  
12 funds for ~~such~~ the debt readjustment, in the amount required  
13 for ~~such~~ the adjustment.

14 2. The governing body, or board of supervisors, shall also  
15 have the authority as a part of ~~such~~ the plan of refinancing,  
16 adjusting, composing, and refunding ~~its~~ of the district's  
17 indebtedness, to cancel the old assessments collectible against  
18 the land within the district, pledged to the payment of ~~its~~ the  
19 district's outstanding indebtedness and proportionately and  
20 equitably to relevy the ~~same~~ assessments, with interest, over  
21 the period covered by the new bonds, in an amount sufficient to  
22 pay ~~said~~ the new bonds and interest ~~thereon, provided, however,~~  
23 ~~that~~ on the bonds. However, the new assessments ~~thereby~~  
24 created against any tract of land within the district shall not  
25 be in excess of the unpaid assessments against ~~such~~ the tract  
26 before the readjustment or composition is made, and ~~provided~~  
27 ~~further, that~~ such the new and extended assessment against ~~such~~  
28 the tract shall fully replace the old assessment.

29 Sec. 170. Section 468.579, Code 2019, is amended to read as  
30 follows:

31 **468.579 Lien.**

32 When conservator's drainage district bonds are issued  
33 ~~hereunder~~ under this part, nothing ~~herein~~ in this part shall  
34 be construed as impairing the lien of all unpaid assessments  
35 upon the real estate within ~~said~~ the drainage district, nor

1 shall this part be construed as impairing the priority of the  
2 lien ~~thereof~~ of the unpaid assessments, nor the right, duty and  
3 power of the officer authorized by law, to levy, collect and  
4 apply the proceeds ~~thereof~~ of the assessments, to the payment  
5 of outstanding drainage bonds issued in anticipation of the  
6 collection ~~thereof~~ of the assessments.

7 Sec. 171. Section 468.622, Code 2019, is amended to read as  
8 follows:

9 **468.622 Drainage connection with highway.**

10 1. When the course of natural drainage of any land runs to  
11 a public highway, the owner of such land shall have the right  
12 to enter upon ~~such~~ the highway for the purpose of connecting  
13 the owner's drain or ditch with any drain or ditch constructed  
14 along or across the ~~said~~ highway, ~~but in.~~ In making such  
15 the connections, the owner shall do so in accordance with  
16 specifications furnished by the highway authorities having  
17 jurisdiction ~~thereof~~ over the highway, which specifications  
18 shall be furnished to the owner on application. The owner  
19 shall leave the highway in as good condition in every way as it  
20 was before the ~~said~~ work was done.

21 2. If a tile line or drainage ditch must be projected across  
22 the right-of-way to a suitable outlet, the expense of both  
23 material and labor used in installing the tile line or drainage  
24 ditch across the highway and any subsequent repair ~~thereof~~  
25 of the tile line or drainage ditch shall be paid from funds  
26 available for the highways affected.

27 Sec. 172. Section 476.15, Code 2019, is amended to read as  
28 follows:

29 **476.15 Extent of jurisdiction.**

30 The jurisdiction and powers of the board shall extend as  
31 ~~hereinbefore~~ provided in this chapter to the utility business  
32 of public utilities operating within this state to the full  
33 extent permitted by the Constitution and laws of the United  
34 States.

35 Sec. 173. Section 476.19, Code 2019, is amended to read as

1 follows:

2     **476.19 Construction of statutes.**

3     Nothing ~~herein~~ contained in this chapter shall be construed  
4 to invalidate any proceedings under statutes existing prior  
5 to the enactment of this chapter; nor shall any action,  
6 litigation or appeal pending prior to the effective date of  
7 rate regulation of this chapter be affected ~~hereby~~.

8     Sec. 174. Section 476.46, subsection 2, paragraph b, Code  
9 2019, is amended to read as follows:

10    **b.** The fund shall include moneys ~~remitted to the fund~~  
11 ~~pursuant to subsection 3 and any other moneys~~ appropriated or  
12 otherwise directed to the fund.

13    Sec. 175. Section 490.803, subsection 3, paragraph b,  
14 subparagraph (2), Code 2019, is amended to read as follows:

15    (2) This ~~subparagraph~~ paragraph "b" is repealed on January  
16 1, 2022.

17    Sec. 176. Section 502.202, subsection 2, paragraph c, Code  
18 2019, is amended to read as follows:

19    **c.** The security does not constitute the whole or part of  
20 an unsold allotment to, or a subscription or participation  
21 by, the broker-dealer as an underwriter of the security, or a  
22 redistribution.

23    Sec. 177. Section 502.406, subsection 5, Code 2019, is  
24 amended to read as follows:

25    **5. Additional conditions or waivers.** A rule adopted  
26 or order issued under this chapter may impose such other  
27 conditions, not inconsistent with the National Securities  
28 Markets Improvement Act of 1996. ~~An order or~~ A rule adopted or  
29 order issued under this chapter may waive, in whole or in part,  
30 specific requirements in connection with registration as are in  
31 the public interest and for the protection of investors.

32    Sec. 178. Section 505.27, subsection 3, Code 2019, is  
33 amended to read as follows:

34    **3.** The commissioner shall compile annually the data  
35 included in reports filed by insurers pursuant to this section

1 into an aggregate form by insurer, except that such data shall  
 2 not include information that directly or indirectly identifies  
 3 any individual, including a patient, an insured, or a health  
 4 care provider. The commissioner shall submit a written report  
 5 summarizing such data along with any recommendations to the  
 6 general assembly and the governor annually by December 1, ~~2007,~~  
 7 ~~with subsequent reports submitted to the general assembly and~~  
 8 ~~the governor annually thereafter.~~

9 Sec. 179. Section 506.10, subsection 4, Code 2019, is  
 10 amended to read as follows:

11 4. Nothing ~~herein~~ contained in this section shall impair  
 12 or affect in any manner any such contracts issued or made  
 13 as an inducement to insurance prior to ~~the enactment of this~~  
 14 ~~section~~ April 16, 1921, or prevent the payment of the dividends  
 15 or returns therein stipulated to be paid.

16 Sec. 180. Section 507A.2, Code 2019, is amended to read as  
 17 follows:

18 **507A.2 Purpose.**

19 1. The purpose of **this chapter** is to subject certain persons  
 20 and insurers to the jurisdiction of the insurance commissioner  
 21 and the courts of this state in suits by or on behalf of the  
 22 state and insureds or beneficiaries under insurance contracts.  
 23 The general assembly hereby declares that it is a subject  
 24 of concern that many residents of this state hold policies  
 25 of insurance issued by persons and insurers not authorized  
 26 to do insurance business in this state, thus presenting to  
 27 such residents the often insuperable obstacle of asserting  
 28 their legal rights under such policies in forums foreign to  
 29 them under laws and rules of practice with which they are  
 30 not familiar. The general assembly further declares that it  
 31 is also concerned with the protection of residents of this  
 32 state against acts by persons and insurers not authorized to  
 33 do an insurance business in this state, by the maintenance of  
 34 fair and honest insurance markets, by protecting the premium  
 35 tax revenues of this state, by protecting authorized persons

1 and insurers which are subject to regulation from unfair  
 2 competition by unauthorized persons and insurers, and by  
 3 protecting against the evasion of the insurance regulatory laws  
 4 of this state.

5     2. In furtherance of such state interest, in this chapter  
 6 the general assembly ~~herein~~ provides methods for substituted  
 7 service of process upon such persons or insurers in any  
 8 proceeding, suit or action in any court and substitute service  
 9 of any notice, order, pleading, or process upon such persons or  
 10 insurers in any proceeding before the commissioner of insurance  
 11 to enforce or effect full compliance with the insurance and  
 12 tax laws of this state. In so doing, the state exercises its  
 13 powers to protect residents of this state and to define what  
 14 constitutes doing an insurance business in this state, and  
 15 also exercises powers and privileges available to this state  
 16 by virtue of Pub. L. No. 79-15, 79th Congress of the United  
 17 States, Ch. 20, 1st Sess., S. 340, 59 Stat. 33, codified at  
 18 15 U.S.C. §1011 - 1015, which declares that the business of  
 19 insurance and every person engaged therein shall be subject to  
 20 the laws of the several states.

21     Sec. 181. Section 507A.3, subsection 1, unnumbered  
 22 paragraph 1, Code 2019, is amended to read as follows:

23     Unless otherwise indicated, "*insurer*" as used in this ~~section~~  
 24 chapter includes all corporations, associations, partnerships  
 25 and individuals engaged in the business of insurance. Any  
 26 of the following acts in this state, effected by mail or  
 27 otherwise, by an unauthorized insurer is defined to be doing an  
 28 insurance business in this state:

29     Sec. 182. Section 508.4, subsection 1, Code 2019, is amended  
 30 to read as follows:

31     1. All amendments to the articles of incorporation of  
 32 companies already organized under the laws of this state shall  
 33 be approved in ~~like~~ the same manner as provided in section  
 34 508.2.

35     Sec. 183. Section 511.23, Code 2019, is amended to read as

1 follows:

2 **511.23 Penalties.**

3 Any person, firm, or corporation violating any of the  
4 provisions of [section 511.22](#), or sections 515.8 ~~to~~ through  
5 515.10 and [section 515.23](#) or failing to comply with any of the  
6 provisions ~~therein~~ in those sections, shall be subjected to the  
7 penalties provided in [sections 507.10](#) and [507.12](#).

8 Sec. 184. Section 513D.1, Code 2019, is amended to read as  
9 follows:

10 **513D.1 Association health plans.**

11 The commissioner of insurance shall adopt rules that  
12 allow for the creation of association health plans that  
13 are consistent with the United States department of labor's  
14 regulations in [29 C.F.R. pt. 2510](#). A multiple employer welfare  
15 arrangement that is recognized as tax-exempt under Internal  
16 Revenue Code section 501(c)(9) and that is registered with the  
17 commissioner prior to January 1, 2018, shall not be considered  
18 an association health plan unless the multiple employer  
19 welfare arrangement affirmatively elects to be treated as an  
20 association health plan.

21 Sec. 185. Section 513D.2, Code 2019, is amended to read as  
22 follows:

23 **513D.2 Rules and enforcement.**

24 1. The commissioner of insurance shall adopt rules, as  
25 necessary, pursuant to [chapter 17A](#) to administer [this chapter](#).

26 2. The commissioner or insurance may take any enforcement  
27 action under the commissioner's authority to enforce compliance  
28 with [this chapter](#).

29 Sec. 186. Section 514A.4, subsection 1, Code 2019, is  
30 amended to read as follows:

31 1. *Other policy provisions.* ~~No~~ A policy provision which is  
32 not subject to [section 514A.3](#) shall not make a policy, or any  
33 portion ~~thereof~~ of a policy, less favorable in any respect to  
34 the insured or the beneficiary than the provisions ~~thereof~~ of  
35 the policy which are subject to [this chapter](#).

1     Sec. 187. Section 514B.13, subsection 1, Code 2019, is  
2 amended to read as follows:

3     1. After a health maintenance organization has been  
4 in operation twenty-four months, it shall have an annual  
5 open enrollment period of at least one month during which  
6 it accepts enrollees up to the limits of its capacity, as  
7 determined by the health maintenance organization, in the  
8 order in which ~~they~~ the prospective enrollees apply for  
9 enrollment. A health maintenance organization may apply to  
10 the commissioner for authorization to impose such underwriting  
11 restrictions upon enrollment as are necessary to preserve its  
12 financial stability, to prevent excessive adverse selection  
13 by prospective enrollees, or to avoid unreasonably high  
14 or unmarketable charges for enrollee coverage for health  
15 care services. The commissioner shall approve or deny the  
16 application made pursuant to this section within a reasonable  
17 period of time from the receipt of the application.

18     Sec. 188. Section 515.32, Code 2019, is amended to read as  
19 follows:

20     **515.32 Bylaws.**

21     ~~It~~ The company may adopt such bylaws and regulations  
22 not inconsistent with law as shall appear to ~~them~~ it to be  
23 necessary for the regulation and conduct of the business.

24     Sec. 189. Section 515.109, subsection 6, paragraph a, Code  
25 2019, is amended to read as follows:

26     a. The form of the standard policy (with permission to  
27 substitute for the word "company" a more accurate descriptive  
28 term for the type of insurer) shall be as follows:

29                     FIRST PAGE OF STANDARD FIRE POLICY

30     No. ...

31     (Space for insertion of name of company or companies issuing  
32 the policy and other matter permitted to be stated at the head  
33 of the policy.)

34     (Space for listing amounts of insurance, rates and premiums  
35 for the basic coverages insured under the standard form of

1 policy and for additional coverages or perils insured under  
2 endorsements attached.)

3 IN CONSIDERATION OF THE PROVISIONS AND STIPULATIONS HEREIN  
4 OR ADDED HERETO AND OF ..... DOLLARS PREMIUM this company,  
5 for the term of ..... from the .... day of ..... (month),  
6 ..... (year), to the .... day of ..... (month), ....  
7 (year), at noon, Standard Time, at location of property  
8 involved, to an amount not exceeding ..... Dollars, does  
9 insure ..... and legal representatives, to the extent of  
10 the actual cash value of the property at the time of loss,  
11 but not exceeding the amount which it would cost to repair or  
12 replace the property with material of like kind and quality  
13 within a reasonable time after such loss, without allowance for  
14 any increased cost of repair or reconstruction by reason of any  
15 ordinance or law regulating construction or repair, and without  
16 compensation for loss resulting from interruption of business  
17 or manufacture, nor in any event for more than the interest of  
18 the insured, against all DIRECT LOSS BY FIRE, LIGHTNING AND BY  
19 REMOVAL FROM PREMISES ENDANGERED BY THE PERILS INSURED AGAINST  
20 IN THIS POLICY, EXCEPT AS HEREINAFTER PROVIDED, to the property  
21 described hereinafter while located or contained as described  
22 in this policy, or pro rata for five days at each proper place  
23 to which any of the property shall necessarily be removed for  
24 preservation from the perils insured against in this policy,  
25 but not elsewhere.

26 Assignment of this policy shall not be valid except with  
27 the written consent of this company. This policy is made and  
28 accepted subject to the foregoing provisions and stipulations  
29 and those hereinafter stated, which are hereby made a part of  
30 this policy, together with such other provisions, stipulations  
31 and agreements as may be added hereto, as provided in this  
32 policy.

33 IN WITNESS WHEREOF, this company has executed and attested  
34 these presents, ~~but this policy shall not be valid unless~~  
35 ~~countersigned by the duly authorized agent of this company at~~



1 .....

2 .....

3 Secretary.

.....

President.

4 ~~Countersigned this ....~~

5 ~~day of ..... (month), ... (year).~~

6 \_\_\_\_\_ .....

7 \_\_\_\_\_ Agent.

8 SECOND PAGE OF STANDARD FIRE POLICY

9 *Concealment — fraud.* This entire policy shall be void  
10 if, whether before or after a loss, an insured has willfully  
11 concealed or misrepresented any material fact or circumstance  
12 concerning this insurance or the subject thereof, or the  
13 interest of an insured therein, or in case of any fraud or  
14 false swearing by an insured relating thereto.

15 *Uninsurable and excepted property.* This policy shall not  
16 cover accounts, bills, currency, deeds, evidences of debt,  
17 money or securities; nor, unless specifically named hereon in  
18 writing, bullion or manuscripts.

19 *Perils not included.* This company shall not be liable for  
20 loss by fire or other perils insured against in this policy  
21 caused, directly or indirectly, by: (a) Enemy attack by armed  
22 forces, including action taken by military, naval or air forces  
23 in resisting an actual or an immediately impending enemy  
24 attack; (b) invasion; (c) insurrection; (d) rebellion; (e)  
25 revolution; (f) civil war; (g) usurped power; (h) order of any  
26 civil authority except acts of destruction at the time of and  
27 for the purpose of preventing the spread of fire, provided that  
28 such fire did not originate from any of the perils excluded by  
29 this policy; (i) neglect of an insured to use all reasonable  
30 means to save and preserve the property at and after a loss,  
31 or when the property is endangered by fire in neighboring  
32 premises; (j) nor shall this company be liable for loss by  
33 theft.

34 *Other insurance.* Other insurance may be prohibited or the  
35 amount of insurance may be limited by endorsement attached

1 hereto.

2     *Conditions suspending or restricting insurance.* Unless  
3 otherwise provided in writing added hereto this company shall  
4 not be liable for loss occurring under any of the following  
5 circumstances:

6     [a] While the hazard is created or increased by any means  
7 within the control or knowledge of an insured.

8     [b] While a described building, whether intended for  
9 occupancy by owner or tenant, is vacant or unoccupied beyond a  
10 period of sixty consecutive days.

11    [c] As a result of explosion or riot, unless fire ensue, and  
12 in that event for loss by fire only.

13     *Other perils or subjects.* Any other peril to be insured  
14 against or subject of insurance to be covered in this policy  
15 shall be by endorsement in writing hereon or added hereto.

16     *Added provisions.* The extent of the application of insurance  
17 under this policy and of the contribution to be made by this  
18 company in case of loss, and any other provision or agreement  
19 not inconsistent with the provisions of this policy, may be  
20 provided for in writing added hereto, but no provision may be  
21 waived except such as by the terms of this policy is subject to  
22 change.

23     *Waiver provisions.* No permission affecting this insurance  
24 shall exist, or waiver of any provision be valid, unless  
25 granted herein or expressed in writing added hereto. No  
26 provision, stipulation or forfeiture shall be held to be waived  
27 by any requirement or proceeding on the part of this company  
28 relating to appraisal or to any examination provided for  
29 herein.

30     *Cancellation of policy.* This policy shall be canceled at any  
31 time at the request of the insured, in which case this company  
32 shall, upon demand and surrender of this policy, refund the  
33 excess of paid premium above the customary short rates for the  
34 expired time. This policy may be canceled at any time by this  
35 company by giving to the insured a five days' written notice

1 of cancellation with or without tender of the excess of paid  
2 premium above the pro rata premium for the expired time, which  
3 excess, if not tendered, shall be refunded on demand. Notice  
4 of cancellation shall state that said excess premium (if not  
5 tendered) will be refunded on demand.

6 *Mortgagee interests and obligations.* If loss hereunder is  
7 made payable, in whole or in part, to a designated mortgagee  
8 not named herein as the insured, such interest in this policy  
9 may be canceled by giving to such mortgagee a ten days' written  
10 notice of cancellation.

11 If the insured fails to render proof of loss such mortgagee,  
12 upon notice, shall render proof of loss in the form herein  
13 specified within sixty days thereafter and shall be subject  
14 to the provisions hereof relating to appraisal and time of  
15 payment and of bringing suit. If this company shall claim  
16 that no liability existed as to the mortgagor or owner, it  
17 shall, to the extent of payment of loss to the mortgagee,  
18 be subrogated to all the mortgagee's rights of recovery, but  
19 without impairing mortgagee's right to sue; or it may pay off  
20 the mortgage debt and require an assignment thereof and of  
21 the mortgage. Other provisions relating to the interests and  
22 obligations of such mortgagee may be added hereto by agreement  
23 in writing.

24 *Pro rata liability.* This company shall not be liable for a  
25 greater proportion of any loss than the amount hereby insured  
26 shall bear to the whole insurance covering the property against  
27 the peril involved, whether collectible or not.

28 *Requirements in case loss occurs.* The insured shall give  
29 immediate written notice to this company of any loss, protect  
30 the property from further damage, forthwith separate the  
31 damaged and undamaged personal property, put it in the best  
32 possible order, furnish a complete inventory of the destroyed,  
33 damaged and undamaged property, showing in detail quantities,  
34 costs, actual cash value and amounts of loss claimed; AND  
35 WITHIN SIXTY DAYS AFTER THE LOSS, UNLESS SUCH TIME IS EXTENDED

1 IN WRITING BY THIS COMPANY, THE INSURED SHALL RENDER TO THIS  
2 COMPANY A PROOF OF LOSS, signed and sworn to by the insured,  
3 stating the knowledge and belief of the insured as to the  
4 following: The time and origin of the loss, the interest of  
5 the insured and of all others in the property, the actual cash  
6 value of each item thereof and the amount of loss thereto, all  
7 encumbrances thereon, all other contracts of insurance, whether  
8 valid or not, covering any of said property, any changes in the  
9 title, use, occupation, location, possession or exposures of  
10 said property since the issuing of this policy, by whom and  
11 for what purpose any building herein described and the several  
12 parts thereof were occupied at the time of loss and whether  
13 or not it then stood on leased ground, and shall furnish a  
14 copy of all the descriptions and schedules in all policies  
15 and, if required, verified plans and specifications of any  
16 building, fixtures or machinery destroyed or damaged. The  
17 insured, as often as may be reasonably required, shall exhibit  
18 to any person designated by this company all that remains of  
19 any property herein described, and submit to examinations  
20 under oath by any person named by this company, and subscribe  
21 the same; and, as often as may be reasonably required, shall  
22 produce for examination all books of account, bills, invoices  
23 and other vouchers, or certified copies thereof if originals be  
24 lost, at such reasonable time and place as may be designated by  
25 this company or its representative, and shall permit extracts  
26 and copies thereof to be made.

27 *Appraisal.* In case the insured and this company shall fail  
28 to agree as to the actual cash value or the amount of loss,  
29 then, on the written demand of either, each shall select a  
30 competent and disinterested appraiser and notify the other of  
31 the appraiser selected within twenty days of such demand. The  
32 appraisers shall first select a competent and disinterested  
33 umpire; and failing for fifteen days to agree upon such umpire,  
34 then, on request of the insured or this company, such umpire  
35 shall be selected by a judge of a court of record in the state

1 in which the property covered is located. The appraisers shall  
2 then appraise the loss, stating separately actual cash value  
3 and loss to each item; and, failing to agree, shall submit  
4 their differences, only, to the umpire. An award in writing,  
5 so itemized, of any two when filed with this company shall  
6 determine the amount of actual cash value and loss. Each  
7 appraiser shall be paid by the party selecting the appraiser  
8 and the expenses of appraisal and umpire shall be paid by the  
9 parties equally.

10 *Company's options.* It shall be optional with this company  
11 to take all, or any part, of the property at the agreed or  
12 appraised value, and also to repair, rebuild or replace the  
13 property destroyed or damaged with other of like kind and  
14 quality within a reasonable time, on giving notice of its  
15 intention so to do within thirty days after the receipt of the  
16 proof of loss herein required.

17 *Abandonment.* There can be no abandonment to this company of  
18 any property.

19 *When loss payable.* The amount of loss for which this  
20 company may be liable shall be payable sixty days after proof  
21 of loss, as herein provided, is received by this company and  
22 ascertainment of the loss is made either by agreement between  
23 the insured and this company expressed in writing or by the  
24 filing with this company of an award as herein provided.

25 *Suit.* No suit or action on this policy for the recovery of  
26 any claim shall be sustainable in any court of law or equity  
27 unless all the requirements of this policy shall have been  
28 complied with, and unless commenced within twelve months next  
29 after inception of the loss.

30 *Subrogation.* This company may require from the insured an  
31 assignment of all right of recovery against any party for loss  
32 to the extent that payment therefor is made by this company.

33 THIRD PAGE OF STANDARD FIRE POLICY

34 ATTACH FORM BELOW THIS LINE

35 FOURTH PAGE OF STANDARD FIRE POLICY

1 STANDARD FIRE INSURANCE POLICY  
 2 Expires . . . . .  
 3 Property . . . . .  
 4 Amount \$ . . . . . Total  
 5 Premium \$ . . . . .  
 6 . . . . .  
 7 Insured . . . . .

8  
 9 SEE INSIDE OF POLICY FOR PERILS COVERED  
 10 NO.

11 (Space of approximately two (2) inches for use of Agent or  
 12 Insurer.)  
 13 (Space of approximately two (2) inches for use of Agent or  
 14 Insurer.)

15 Sec. 190. Section 515G.9, Code 2019, is amended to read as  
 16 follows:

17 **515G.9 Act of conversion — continuation of company.**

18 1. When the commissioner and the policyholders approve the  
 19 conversion plan as provided in [this chapter](#), the commissioner  
 20 shall issue a new certificate of authority to the successor  
 21 stock company effective on the date specified in the plan. The  
 22 successor stock company is a continuation of the mutual insurer  
 23 and the conversion does not annul or modify any of the mutual  
 24 insurer's existing suits, contracts, or liabilities except  
 25 as provided in the approved conversion plan. All rights,  
 26 franchises, and interests of the mutual insurer in and to  
 27 property, assets, and other interests shall be transferred to  
 28 and shall vest in the successor stock company and the successor  
 29 stock company shall assume all obligations and liabilities of  
 30 the mutual insurer.

31 2. The successor stock company shall exercise all rights and  
 32 powers and perform all duties conferred or imposed by law on  
 33 insurance companies writing the classes of insurance written  
 34 by ~~it~~ the company, and shall retain the rights and contracts  
 35 existing before conversion, subject to provisions of the plan.

1     Sec. 191. Section 520.7, Code 2019, is amended to read as  
2 follows:

3     **520.7 Judgment — satisfaction.**

4     A judgment rendered in any such case where service of process  
5 has been ~~so had~~ made under section 520.6 upon the commissioner  
6 of insurance, shall be valid and binding against any and all  
7 such subscribers as their interests appear and such judgment  
8 may be satisfied out of the funds in the possession of the  
9 attorney belonging to such subscribers.

10    Sec. 192. Section 533.106, subsection 5, Code 2019, is  
11 amended to read as follows:

12    5. A person who violates ~~this section~~ subsections 1 through  
13 4 shall be permanently disqualified from acting as an officer,  
14 director, or employee of a state credit union and permanently  
15 disqualified from acting as superintendent or an employee of  
16 the credit union division.

17    Sec. 193. Section 537.2301, subsection 2, Code 2019, is  
18 amended to read as follows:

19    2. A person who is not authorized to make supervised loans  
20 as provided ~~herein~~ in this section shall not engage in the  
21 business of making supervised loans or undertaking direct  
22 collection of payments from or enforcement of rights against  
23 consumers arising from supervised loans, but the person may  
24 collect and enforce for three months without a license if  
25 the person promptly applies for a license and the person's  
26 application has not been denied.

27    Sec. 194. Section 543B.40, Code 2019, is amended to read as  
28 follows:

29     **543B.40 Depositions.**

30     The testimony may be taken by deposition as in civil cases,  
31 and any person may be compelled to appear and depose in the  
32 same manner as witnesses may be compelled to appear and testify  
33 as ~~hereinbefore~~ provided in this chapter.

34    Sec. 195. Section 543C.6, Code 2019, is amended to read as  
35 follows:

1     **543C.6 Sales by brokers.**

2     It shall be unlawful for any subdivider to sell or lease, or  
 3 offer for sale or lease, any subdivided land located without  
 4 this state except through a real estate broker or salesperson  
 5 duly licensed in this state. The provision of section 543B.7,  
 6 subsection 1, exempting regular employees of the owner of  
 7 real estate from the licensing requirements of [chapter 543B](#),  
 8 shall not in any way apply to the sale of any subdivided land  
 9 regulated by [this chapter](#) and subdividers covered by this  
 10 chapter may not avail themselves of the provisions of section  
 11 543B.7, subsection 1, but must pursuant to this ~~subsection~~  
 12 section sell only through licensed Iowa brokers and licensed  
 13 salespersons.

14     Sec. 196. Section 546.10, subsection 10, Code 2019, is  
 15 amended to read as follows:

16     10. Notwithstanding [section 17A.6, subsection 2](#), the  
 17 licensing boards included within the bureau pursuant to  
 18 subsection 1 may adopt standards by reference to another  
 19 publication without providing a copy of the publication to the  
 20 administrative ~~rules coordinator~~ code editor if the publication  
 21 containing the standards is readily accessible on the internet  
 22 at no cost and the internet site at which the publication may  
 23 be found is included in the administrative rules that adopt the  
 24 standard.

25     Sec. 197. Section 572.13A, subsection 1, unnumbered  
 26 paragraph 1, Code 2019, is amended to read as follows:

27     ~~Either a~~ A general contractor, or an owner-builder who has  
 28 contracted or will contract with a subcontractor to provide  
 29 labor or furnish material for the property, shall post a  
 30 notice of commencement of work to the mechanics' notice and  
 31 lien registry internet site no later than ten days after the  
 32 commencement of work on the property. A notice of commencement  
 33 of work is effective only as to any labor, service, equipment,  
 34 or material furnished to the property subsequent to the  
 35 posting of the notice of commencement of work. A notice



1 of commencement of work shall include all of the following  
2 information:

3 Sec. 198. Section 573.1, subsection 4, Code 2019, is amended  
4 to read as follows:

5 4. "*Public improvement*" is ~~one~~ an improvement, the cost of  
6 which is payable from taxes or other funds under the control  
7 of the public corporation, except that in cases of public  
8 improvement for drainage or levee purposes the provisions of  
9 the drainage law in cases of conflict shall govern.

10 Sec. 199. Section 573.8, Code 2019, is amended to read as  
11 follows:

12 **573.8 Highway improvements.**

13 1. In case of highway improvements by the county, claims  
14 shall be filed with the county auditor of the county letting  
15 the contract. In case of contracts for improvements on the  
16 farm-to-market highway system paid from farm-to-market funds,  
17 claims shall be filed with the auditor of the state department  
18 of transportation.

19 2. ~~But no claims~~ Claims filed for credit extended for the  
20 personal expenses or personal purchases of employees for their  
21 individual use shall not cause any part of the unpaid funds of  
22 the contractor to be withheld.

23 Sec. 200. Section 602.9110, Code 2019, is amended to read  
24 as follows:

25 **602.9110 Other public employment prohibited.**

26 ~~No~~ An annuity shall not be paid to any person, except a  
27 survivor, entitled to receive an annuity ~~hereunder~~ under this  
28 article while the person is serving as a state officer or  
29 employee. However, this section does not prohibit the payment  
30 of an annuity to a senior judge while serving as provided in  
31 section 602.9206.

32 ~~However, this section does not prohibit the payment of an~~  
33 ~~annuity to a senior judge while serving as provided in section~~  
34 ~~602.9206.~~

35 Sec. 201. Section 613.8, Code 2019, is amended to read as

1 follows:

2     **613.8 Actions against state.**

3     Upon the conditions ~~herein~~ provided in this chapter for the  
 4 protection of the state, the consent of the state be and it is  
 5 hereby given, to be made a party in any suit or action ~~which~~  
 6 ~~is now pending or which may hereafter be brought~~ in any of the  
 7 district courts of Iowa, any of the United States district  
 8 courts within the state or in any other court of or in Iowa  
 9 having jurisdiction of the subject matter, involving the title  
 10 to real estate, the partition of real estate, the foreclosure  
 11 of liens or mortgages against real estate, or the determination  
 12 of the priorities of liens or claims against real estate, for  
 13 the purpose of obtaining an adjudication touching or pertaining  
 14 to any mortgage or other lien or claim which the state may have  
 15 or claim to the real estate involved. The petition in ~~such~~  
 16 the action shall specifically allege the interest or apparent  
 17 interest of the state and the specific facts upon which the  
 18 claim against the state is based and it shall be legally  
 19 insufficient to allege ~~said~~ the claim in general terms.

20     Sec. 202. Section 614.1, unnumbered paragraph 1, Code 2019,  
 21 is amended to read as follows:

22     Actions may be brought within the times ~~herein~~ limited  
 23 as follows, respectively, after their causes accrue, and not  
 24 afterwards, except when otherwise specially declared:

25     Sec. 203. Section 614.9, Code 2019, is amended to read as  
 26 follows:

27     **614.9 Exception in case of death.**

28     If the person having a cause of action dies within one  
 29 year next previous to the expiration of the limitation ~~above~~  
 30 provided for, ~~such~~ the limitation shall not apply until one  
 31 year after ~~such~~ the person's death.

32     Sec. 204. Section 622.2, Code 2019, is amended to read as  
 33 follows:

34     **622.2 Credibility.**

35     Facts which have ~~heretofore~~ caused the exclusion of

1 testimony may still be shown for the purpose of lessening ~~its~~  
2 the credibility of the testimony.

3 Sec. 205. Section 622.80, Code 2019, is amended to read as  
4 follows:

5 **622.80 Pleading taken true.**

6 ~~Or if~~ If the delinquent party shows by the party's own  
7 testimony, or otherwise, that the party could not have a  
8 full personal knowledge of the transaction, the court may  
9 order the party's pleading to be taken as true; subject to be  
10 reconsidered by the court within a reasonable time thereafter,  
11 upon satisfactory reasons being shown for the delinquency.

12 Sec. 206. Section 622.86, Code 2019, is amended to read as  
13 follows:

14 **622.86 Foreign affidavits.**

15 ~~Those~~ An affidavit taken out of the state before any judge  
16 or clerk of a court of record, or before a notarial officer  
17 as provided in chapter 9B, or a commissioner appointed by the  
18 governor of this state to take acknowledgment of deeds in  
19 the state where ~~such~~ the affidavit is taken, are of the same  
20 credibility as if taken within ~~the~~ this state.

21 Sec. 207. Section 628.2, Code 2019, is amended to read as  
22 follows:

23 **628.2 When sale absolute.**

24 When real property has been levied upon, if the estate  
25 is less than a leasehold having two years of an unexpired  
26 term, the sale is absolute, but if of a larger amount, it is  
27 redeemable as ~~hereinafter~~ prescribed in this chapter.

28 Sec. 208. Section 628.5, Code 2019, is amended to read as  
29 follows:

30 **628.5 Redemption by creditors.**

31 If ~~no~~ redemption is not made by the debtor as ~~above~~ provided  
32 in section 628.3, thereafter, and at any time within nine  
33 months from the day of sale, ~~said~~ redemption may be made by  
34 a mortgagee before or after the debt secured by the mortgage  
35 falls due, or by any creditor whose claim becomes a lien prior

1 to the expiration of the time allowed for ~~such~~ redemption.

2 Sec. 209. Section 628.8, Code 2019, is amended to read as  
3 follows:

4 **628.8 Redemption by creditors from each other.**

5 Creditors having the right of redemption may redeem from  
6 each other within the time ~~above limited~~, and in the manner  
7 herein provided in this chapter.

8 Sec. 210. Section 628.13, Code 2019, is amended to read as  
9 follows:

10 **628.13 By holder of title.**

11 1. The terms of redemption, when made by the titleholder,  
12 shall be the payment into the clerk's office of the amount of  
13 the certificate, and all sums paid by the holder thereof in  
14 effecting redemptions, added to the amount of the holder's own  
15 lien, or the amount the holder has credited ~~thereon~~ on the  
16 lien, if less than the whole, with interest at contract rate  
17 on the certificate of sale from its date, and upon sums so paid  
18 by way of redemption from date of payment, and upon the amount  
19 credited on the holder's own judgment from the time of ~~said~~ the  
20 credit, in each case including costs.

21 2. Redemption may also be made by the titleholder presenting  
22 to the clerk of the district court the sheriff's certificate of  
23 sale properly assigned to the titleholder, whereupon the clerk  
24 of the district court shall cancel the certificate.

25 Sec. 211. Section 628.15, Code 2019, is amended to read as  
26 follows:

27 **628.15 After nine months.**

28 After the expiration of nine months from the day of sale,  
29 the creditors can no longer redeem from each other, except as  
30 hereinafter provided in the chapter.

31 Sec. 212. Section 628.16, Code 2019, is amended to read as  
32 follows:

33 **628.16 Who gets property.**

34 Unless the defendant redeems, the purchaser, or the creditor  
35 who has last redeemed prior to the expiration of the nine

1 months ~~aforesaid~~ from the day of sale, will hold the property  
2 absolutely.

3 Sec. 213. Section 628.17, Code 2019, is amended to read as  
4 follows:

5 **628.17 Claim extinguished.**

6 ~~In case it~~ If the property is ~~thus~~ held by a redeeming  
7 creditor, the redeeming creditor's lien, and the claim out  
8 of which ~~it~~ the lien arose, will be held to be extinguished,  
9 unless the redeeming creditor pursues the course pointed out in  
10 sections 628.18 ~~to~~ through 628.20, ~~inclusive~~.

11 Sec. 214. Section 628.22, Code 2019, is amended to read as  
12 follows:

13 **628.22 Assignment of certificate.**

14 A creditor redeeming ~~as above contemplated~~ pursuant to this  
15 chapter is entitled to receive an assignment of the certificate  
16 issued by the sheriff to the original purchaser ~~as hereinbefore~~  
17 ~~directed~~.

18 Sec. 215. Section 631.12, Code 2019, is amended to read as  
19 follows:

20 **631.12 Entry of judgment — setting aside default judgment.**

21 1. The clerk shall immediately enter the judgment in the  
22 small claims docket and district court lien book, without  
23 recording. ~~Such relief~~ Relief shall be granted as is  
24 appropriate. Upon entering judgment, the court may provide  
25 for installment payments to be made directly by the party  
26 obligated to the party entitled thereto, ~~and in such event.~~ If  
27 installment payments are ordered, execution shall not issue as  
28 long as ~~such~~ the payments are made, but execution shall issue  
29 for the full unpaid balance of the judgment upon the filing  
30 of an affidavit of default. When entered on the small claims  
31 docket and district court lien book, a small claims judgment  
32 shall constitute a lien to the same extent as regular judgments  
33 entered on the district court judgment docket and lien book,  
34 ~~but.~~ However, if a small claims judgment requires installment  
35 payments, ~~it~~ the judgment shall not be enforceable until an

1 affidavit of default is filed.

2     **2.** A defendant may move to set aside a default judgment in  
3 the manner provided for doing so in district court by **rule**  
4 **of civil procedure 1.977.**

5     Sec. 216. Section 633.25, Code 2019, is amended to read as  
6 follows:

7     **633.25 Validity of clerk's orders.**

8     ~~The records~~ Records, orders, and judgments made and entered  
9 by the clerk under section 633.22, as hereinbefore provided,  
10 ~~and which have~~ not been reversed, set aside, or modified by the  
11 court, shall stand, and shall be of the same force, validity,  
12 and effect, and be entitled to the same faith and credit, as if  
13 they had been made by the court.

14     Sec. 217. Section 633.417, Code 2019, is amended to read as  
15 follows:

16     **633.417 Separate action in lieu of proceeding on claims.**

17     The provisions of **sections 633.438 ~~to~~ through 633.448** are  
18 not applicable to actions continued or commenced under section  
19 633.415.

20     Sec. 218. Section 633.432, subsection 2, Code 2019, is  
21 amended to read as follows:

22     2. Unless the court allows the claim, the claim shall  
23 be disposed of as a contested claim in accordance with the  
24 provisions of **sections 633.439 ~~to~~ through 633.448.**

25     Sec. 219. Section 633.447, Code 2019, is amended to read as  
26 follows:

27     **633.447 Trial and hearing.**

28     The trial of a claim and the offsets or counterclaims, if  
29 any, shall be to the court without a jury, ~~provided, however,~~  
30 However, ~~that~~ the court may, in its discretion, either on its  
31 own motion or upon the motion of any party, submit the ~~same~~  
32 matter to a jury, ~~and provided further, that in.~~ In the event  
33 that the amount of the claim or a counterclaim exceeds the sum  
34 of three hundred dollars, either party shall be entitled to a  
35 jury trial, if a written demand ~~therefor~~ is made as provided

1 in the rules of civil procedure in relation to the trial of  
2 ordinary actions.

3 Sec. 220. Section 633.469, Code 2019, is amended to read as  
4 follows:

5 **633.469 Interlocutory report.**

6 1. The personal representative may at any time file an  
7 interlocutory accounting to the court showing the condition of  
8 the estate, ~~its~~ the estate's debts and property, the amount of  
9 money received, and the disposition made of any of the assets  
10 of the estate.

11 2. The court may on application of any interested party,  
12 or on its own motion, order ~~such~~ an interlocutory accounting  
13 at any time. Such an accounting shall embrace all matters  
14 directed by the court. The court may order such further  
15 accountings from time to time as ~~it~~ the court may determine to  
16 be to the best interests of the estate.

17 Sec. 221. Section 633.479, Code 2019, is amended to read as  
18 follows:

19 **633.479 Discharge.**

20 1. Upon final settlement of an estate, an order shall be  
21 entered discharging the personal representative from further  
22 duties and responsibilities. The order approving the final  
23 report shall constitute a waiver of the omission from the final  
24 report of any of the recitals required in [section 633.477](#).

25 2. a. An order approving the final report and discharging  
26 the personal representative shall not be required if all of the  
27 following apply:

28 (1) All distributees otherwise entitled to notice are  
29 adults, and are under no legal disability, ~~have.~~

30 (2) All distributees have signed waivers of notice as  
31 provided in [section 633.478](#), ~~have.~~

32 (3) All distributees have signed statements of consent  
33 agreeing that the prayer of the final report shall constitute  
34 an order approving the final report and discharging the  
35 personal representative, ~~and if the.~~

1     (4) All of the statements of consent are dated not more  
 2     than thirty days prior to the date of the final report,~~and if~~  
 3     compliance.

4     (5) Compliance with sections 422.27 and 450.58 have been  
 5     fulfilled ~~and receipts.~~

6     (6) Any required receipts, sworn statements, and  
 7     certificates,~~as any of these that are required,~~ are on file.  
 8     ~~In those instances~~

9     b. If the requirements of paragraph "a" have been met,  
 10    final order shall not be required and the prayer of the final  
 11    report shall be considered as granted and shall have the same  
 12    force and effect as an order of discharge of the personal  
 13    representative and an order approving the final report.

14    Sec. 222. Section 633.641, Code 2019, is amended to read as  
 15    follows:

16    **633.641 Duties of conservator.**

17    1. It is the duty of the conservator of the estate to  
 18    protect and preserve ~~it~~ the estate, to invest ~~it~~ the assets  
 19    prudently, to account for ~~it~~ the assets, receipts, and  
 20    disbursements as herein provided in this chapter, and to  
 21    perform all other duties required of the conservator by law,  
 22    and at the termination of the conservatorship, to deliver the  
 23    assets of the ward to the person entitled thereto.

24    2. The conservator shall report to the department of human  
 25    services the assets and income of any ward receiving medical  
 26    assistance under chapter 249A. Reports shall be made upon  
 27    establishment of a conservatorship for an individual applying  
 28    for or receiving medical assistance, upon application for  
 29    benefits on behalf of the ward, upon annual or semiannual  
 30    review of continued medical assistance eligibility, when  
 31    any significant change in principal or income occurs in  
 32    the conservatorship account, or as otherwise requested by  
 33    the department of human services. Written reports shall be  
 34    provided to the department of human services county office for  
 35    the county in which the ward resides or the county office in



1 which the ward's medical assistance is administered.

2 Sec. 223. Section 633.666, Code 2019, is amended to read as  
3 follows:

4 **633.666 Denial and contest of claims.**

5 The provisions of sections 633.438 to through 633.448 shall  
6 be applicable to the denial and contest of claims against  
7 conservatorships, but shall not be applicable to actions  
8 continued or commenced under section 633.665.

9 Sec. 224. Section 636.18, Code 2019, is amended to read as  
10 follows:

11 **636.18 Criminal bonds.**

12 Nothing contained in sections 636.14 to through 636.17 shall  
13 apply to bonds in criminal cases.

14 Sec. 225. Section 657.6, Code 2019, is amended to read as  
15 follows:

16 **657.6 Stay of execution.**

17 Instead of issuing ~~such a~~ warrant, the court may order the  
18 ~~same warrant~~ to be stayed upon motion of the defendant, and  
19 ~~upon the defendant's entering if the defendant enters~~ into an  
20 undertaking to the state, in such sum and with such surety as  
21 the court may direct, conditioned under the condition that  
22 ~~either that the defendant will discontinue said the nuisance,~~  
23 ~~or that, within a time limited by the court, and not exceeding~~  
24 ~~six months, the defendant will cause the same nuisance to be~~  
25 ~~abated and removed, as either is directed by the court; and,~~  
26 ~~upon.~~ Upon the defendant's failure to perform the condition  
27 of the defendant's undertaking, the same surety shall be  
28 forfeited, and the court, upon being satisfied of such a  
29 default, may order such the warrant forthwith to issue, and  
30 action may be brought on such the undertaking.

31 Sec. 226. Section 669.14, unnumbered paragraph 1, Code  
32 2019, is amended to read as follows:

33 The provisions of this chapter shall not apply, with respect  
34 to any claim against the state, to:

35 Sec. 227. Section 709.15, subsection 2, paragraph a,

1 subparagraph (2), unnumbered paragraph 1, Code 2019, is amended  
2 to read as follows:

3 Any sexual conduct with an emotionally dependent patient  
4 or client or emotionally dependent former patient or client  
5 for the purpose of arousing or satisfying the sexual desires  
6 of the counselor or therapist or the emotionally dependent  
7 patient or client or emotionally dependent former patient or  
8 client, ~~which~~. Sexual conduct includes but is not limited to  
9 the following:

10 Sec. 228. Section 709.15, subsection 2, paragraph a,  
11 subparagraph (3), unnumbered paragraph 1, Code 2019, is amended  
12 to read as follows:

13 Any sexual conduct with a patient or client or former patient  
14 or client within one year of the termination of the provision  
15 of mental health services by the counselor or therapist for  
16 the purpose of arousing or satisfying the sexual desires of  
17 the counselor or therapist or the patient or client or former  
18 patient or client, ~~which~~. Sexual conduct includes but is not  
19 limited to the following:

20 Sec. 229. Section 715A.10, subsection 4, paragraph b, Code  
21 2019, is amended to read as follows:

22 *b. "Merchant"* means an owner or operator of a retail  
23 mercantile establishment or an agent, employee, lessee,  
24 consignee, officer, director, franchisee, or independent  
25 contractor of such owner or operator. A *"merchant"* also  
26 includes an establishing financial institution referred to in  
27 section 527.5, or a person who receives from an authorized  
28 user of a payment card, or someone the person believes to  
29 be an authorized user, a payment card or information from a  
30 payment card, or what the person believes to be a payment card  
31 or information from a payment card, as the instrument for  
32 obtaining, purchasing, or receiving goods, services, money, or  
33 anything else of value from the person.

34 Sec. 230. Section 716.7, subsection 2, paragraph a,  
35 subparagraph (2), unnumbered paragraph 1, Code 2019, is amended

1 to read as follows:

2     Entering or remaining upon or in property without  
 3 justification after being notified or requested to abstain from  
 4 entering or to remove or vacate therefrom by the owner, lessee,  
 5 or person in lawful possession, or the agent or employee of  
 6 the owner, lessee, or person in lawful possession, or by any  
 7 peace officer, magistrate, or public employee whose duty it  
 8 is to supervise the use or maintenance of the property. A  
 9 person has been notified or requested to abstain from entering  
 10 or remaining upon or in property within the meaning of this  
 11 subparagraph (2) if any of the following is applicable:

12     Sec. 231. Section 726.5, Code 2019, is amended to read as  
 13 follows:

14     **726.5 Nonsupport.**

15     1. a. A person, who being able to do so, fails or refuses  
 16 to provide support for the person's child or ward under the age  
 17 of eighteen years for a period longer than one year or in an  
 18 amount greater than five thousand dollars commits the offense  
 19 of nonsupport; ~~provided that no.~~

20     b. A person shall not be held to have violated this section  
 21 ~~who~~ if the person fails to support any child or ward under the  
 22 age of eighteen who has left the home of the parent or other  
 23 person having legal custody of the child or ward without the  
 24 consent of that parent or person having legal custody of the  
 25 child or ward.

26     2. "Support", for the purposes of this section, means any  
 27 support which has been fixed by court order, or, in the absence  
 28 of any such order or decree, the minimal requirements of food,  
 29 clothing or shelter.

30     3. Nonsupport is a class "D" felony.

31     Sec. 232. Section 809A.3, subsection 2, Code 2019, is  
 32 amended to read as follows:

33     2. Notwithstanding subsection 1, violations of chapter  
 34 321 or 321J shall not be considered conduct giving rise to  
 35 forfeiture, except for violations of the following:

1     a.   Section 321.232.

2     ~~b.   A second or subsequent violation of section 321J.4B,~~  
3     ~~subsection 2, paragraph "a", subparagraph (2).~~

4     ~~c.~~ b.   Section 321J.4B, subsection 6, 9, or 10.

5     Sec. 233. Section 901A.2, subsection 1, Code 2019, is  
6     amended to read as follows:

7     1. A person convicted of a sexually predatory offense  
8     which is a serious or aggravated misdemeanor, who has a prior  
9     conviction for a sexually predatory offense, shall be sentenced  
10    to and shall serve twice the maximum period of incarceration  
11    for the offense, notwithstanding any other provision of the  
12    Code to the contrary, prior to being eligible for parole  
13    or work release. ~~However, a~~ A person sentenced under this  
14    subsection shall not have the person's sentence reduced under  
15    chapter 903A or otherwise by more than fifteen percent.

16    Sec. 234. Section 910.2, Code 2019, is amended to read as  
17    follows:

18    **910.2 Restitution or community service to be ordered by**  
19    **sentencing court.**

20    1. a. In all criminal cases in which there is a plea of  
21    guilty, verdict of guilty, or special verdict upon which a  
22    judgment of conviction is rendered, the sentencing court shall  
23    order that restitution be made by each offender to the victims  
24    of the offender's criminal activities, to the clerk of court  
25    for fines, penalties, surcharges, and, to the extent that the  
26    offender is reasonably able to pay, ~~for crime~~ the following:

27    (1) Crime victim assistance reimbursement, ~~restitution.~~

28    (2) Restitution to public agencies pursuant to section  
29    321J.2, subsection 13, paragraph "b", ~~court.~~

30    (3) Court costs including correctional fees approved  
31    pursuant to section 356.7, ~~court-appointed.~~

32    (4) Court-appointed attorney fees ordered pursuant to  
33    section 815.9, including the expense of a public defender, when  
34    applicable, ~~contribution.~~

35    (5) Contribution to a local anticrime organization, ~~or~~

1 restitution.

2     (6) Restitution to the medical assistance program pursuant  
3 to chapter 249A.

4     b. However, victims shall be paid in full before fines,  
5 penalties, and surcharges, crime victim compensation  
6 program reimbursement, public agencies, court costs  
7 including correctional fees approved pursuant to section  
8 356.7, court-appointed attorney fees ordered pursuant to  
9 section 815.9, including the expenses of a public defender,  
10 contributions to a local anticrime organization, or the medical  
11 assistance program are paid.

12     c. In structuring a plan of restitution, the court  
13 shall provide for payments in the following order of  
14 priority: ~~victim, fines,~~

15         (1) Victim.

16         (2) Fines, penalties, and surcharges,~~crime.~~

17         (3) Crime victim compensation program reimbursement,  
18 ~~public.~~

19         (4) Public agencies,~~court.~~

20         (5) Court costs including correctional fees approved  
21 pursuant to section 356.7,~~court-appointed.~~

22         (6) Court-appointed attorney fees ordered pursuant to  
23 section 815.9, including the expense of a public defender,  
24 ~~contribution.~~

25         (7) Contribution to a local anticrime organization,~~and~~  
26 ~~the.~~

27         (8) The medical assistance program.

28     2. a. When the offender is not reasonably able to pay  
29 all or a part of the crime victim compensation program  
30 reimbursement, public agency restitution, court costs  
31 including correctional fees approved pursuant to section 356.7,  
32 court-appointed attorney fees ordered pursuant to section  
33 815.9, including the expense of a public defender, contribution  
34 to a local anticrime organization, or medical assistance  
35 program restitution, the court may require the offender

1 in lieu of that portion of the crime victim compensation  
 2 program reimbursement, public agency restitution, court costs  
 3 including correctional fees approved pursuant to section  
 4 356.7, court-appointed attorney fees ordered pursuant to  
 5 section 815.9, including the expense of a public defender,  
 6 contribution to a local anticrime organization, or medical  
 7 assistance program restitution for which the offender is not  
 8 reasonably able to pay, to perform a needed public service  
 9 for a governmental agency or for a private nonprofit agency  
 10 which provides a service to the youth, elderly, or poor of the  
 11 community.

12 b. When community service is ordered, the court shall set  
 13 a specific number of hours of service to be performed by the  
 14 offender which, for payment of court-appointed attorney fees  
 15 ordered pursuant to [section 815.9](#), including the expenses of a  
 16 public defender, shall be approximately equivalent in value to  
 17 those costs. The judicial district department of correctional  
 18 services shall provide for the assignment of the offender to  
 19 a public agency or private nonprofit agency to perform the  
 20 required service.

21 Sec. 235. Section 915.86, subsection 14, Code 2019, is  
 22 amended to read as follows:

23 14. Reasonable crime-related expenses incurred by a victim,  
 24 the victim's parent or caretaker, or a survivor of a deceased  
 25 victim to replace inadequate or damaged ~~or install new~~ locks,  
 26 windows, and other residential security items or install new  
 27 locks, windows, and other residential security items, not to  
 28 exceed five hundred dollars per residence.

29 Sec. 236. 2018 Iowa Acts, chapter 1158, section 11, is  
 30 amended to read as follows:

31 SEC. 11. [Section 427A.1](#), Code 2018, is amended by adding the  
 32 following new subsection:

33 NEW SUBSECTION. 6A. *a.* For purposes of [this section](#),  
 34 "*transmission property*" means cable and wire facilities,  
 35 poles, aerial cable, underground cable, buried cable,

1 intrabuilding network cable, or aerial wire within the meaning  
 2 of and for purposes of the uniform system of accounts for  
 3 telecommunication companies in [47 C.F.R. pt. 32](#), in effect on  
 4 the effective date of this section of this Act. "*Transmission*  
 5 *property*" also includes lines, electronic equipment, headend  
 6 electronics, poles, aerial cable, cable drops, lasers, fiber  
 7 optics, underground cable, and any electronics attached thereto  
 8 used to provide telecommunications service, cable television  
 9 signals, or internet service to subscribers. "*Transmission*  
 10 *property*" does not include a tower as defined in [section 8C.2](#).

11 *b.* Transmission property that is not subject to assessment  
 12 and taxation under [chapter 433](#), shall be subject to assessment  
 13 and taxation as follows:

14 (1) For the assessment year beginning January 1, 2019, at  
 15 seventy-five percent of the transmission property's actual  
 16 value.

17 (2) For the assessment year beginning January 1, 2020, at  
 18 fifty percent of the transmission property's actual value.

19 (3) For the assessment year beginning January 1, 2021, at  
 20 thirty percent of the transmission property's actual value.

21 (4) For the assessment year beginning January 1, 2022, and  
 22 each subsequent assessment year, transmission property shall  
 23 not be assessed and taxed as real property.

24 Sec. 237. Section 514C.32, subsection 3, as enacted by 2018  
 25 Iowa Acts, chapter 1165, section 137, is amended to read as  
 26 follows:

27 3. The requirements of [this section](#) apply to and supersede  
 28 any conflicting requirements regarding services provided under  
 29 a policy or contract, which is delivered, issued for delivery,  
 30 continued, or renewed in this state on or after the effective  
 31 date of this division of this Act, and apply to and supersede  
 32 any conflicting requirements regarding services contained in  
 33 an existing policy or contract on the policy's or contract's  
 34 anniversary or renewal date, whichever is later.

35 Sec. 238. Section 514C.33, subsection 3, as enacted by 2018

1 Iowa Acts, chapter 1165, section 138, is amended to read as  
2 follows:

3     3. The requirements of **this section** apply to and supersede  
4 any conflicting requirements regarding services provided under  
5 a policy or contract which is delivered, issued for delivery,  
6 continued, or renewed in this state on or after the effective  
7 date of this division of this Act, and apply to and supersede  
8 any conflicting requirements regarding services contained in  
9 an existing policy or contract on the policy's or contract's  
10 anniversary or renewal date, whichever is later.

11     Sec. 239. 2018 Iowa Acts, chapter 1172, section 89, is  
12 amended to read as follows:

13     NEW SUBSECTION. 3. The parent or guardian of a child  
14 who meets the requirements of **subsection 2**, paragraph "b",  
15 ~~paragraph~~ may enroll the child in a school district in a county  
16 in this state that is located contiguous to the out-of-state  
17 federal military installation. Notwithstanding **section 285.1**  
18 relating to transportation of resident pupils, the parent or  
19 guardian is responsible for transporting the child without  
20 reimbursement to and from a point on a regular school bus route  
21 of the district of enrollment.

22     Sec. 240. REPEAL. Sections 13.20, 13.21, 13.22, 13.23,  
23 13.24, 126.26, 325A.25, and 453B.16, Code 2019, are repealed.

24                     DIVISION II

25                     APPLICABILITY PROVISIONS

26     Sec. 241. RETROACTIVE APPLICABILITY. The following apply  
27 retroactively to July 1, 2018:

28     1. The section of this Act amending 2018 Iowa Acts, chapter  
29 1158, section 11.

30     2. The section of this Act amending 2018 Iowa Acts, chapter  
31 1172, section 89.

32     Sec. 242. RETROACTIVE APPLICABILITY. The following apply  
33 retroactively to June 1, 2018:

34     1. The section of this Act amending 2018 Iowa Acts, chapter  
35 1165, section 137.



1     2. The section of this Act amending 2018 Iowa Acts, chapter  
2 1165, section 138.

### EXPLANATION

4           The inclusion of this explanation does not constitute agreement with  
5           the explanation's substance by the members of the general assembly.

6 This bill contains statutory corrections that adjust  
7 language to reflect current practices, insert earlier  
8 omissions, delete redundancies and inaccuracies, delete  
9 temporary language, resolve inconsistencies and conflicts,  
10 update ongoing provisions, or remove ambiguities. The Code  
11 sections amended include the following:

12 Section 1.14: Deletes language that creates a nonspecific,  
13 floating time reference in language providing for the  
14 enforcement of tribal ordinances or customs, if not  
15 inconsistent with applicable civil law, in civil causes of  
16 action within the Sac and Fox Indian settlement.

17       Section 8.33: Numbers unnumbered paragraphs, updates the  
18 style, and substitutes the word "subsection" for "provision" to  
19 clarify an internal reference in this provision setting time  
20 limits on the incurring or creation of state obligations and  
21 providing for the reversion of unencumbered funds to the state  
22 treasure.

23 Section 8.35A: Substitutes the words "data files" for  
24 "tapes" to update language describing how budget information  
25 is transmitted from the department of management to the  
26 legislative services agency.

27       Section 8.38: Updates language to current style, replaces  
28 an unclear reference to "the foregoing provision" with "this  
29 section", and divides a sentence into two in this provision  
30 establishing liability to the state for claims exceeding or  
31 misuse of funds appropriated.

32 Section 8.46: Conforms language added by 2018 Iowa Acts,  
33 chapter 1075, to the definition of "lease-purchase arrangement"  
34 in this provision governing lease-purchase arrangements made  
35 by state agencies.

1 Section 8.57B: Conforms language describing how the water  
2 quality infrastructure fund is funded to language in Code  
3 section 8.57, which calls for the deposit, not transfer, of the  
4 referenced revenues into the water quality infrastructure fund.

5 Section 8A.315: Strikes language that was originally added  
6 to this Code section's predecessor statute, former Code section  
7 18.18, in conjunction with other language which established  
8 a preference for purchase of starch-based plastics. When  
9 the starch-based plastics purchasing preference language was  
10 stricken in 1998 Iowa Acts, chapter 1165, section 15, however,  
11 the "including but not limited to" language was inadvertently  
12 left within this text.

13 Sections 9A.105, 9A.106, 9A.110, and 9A.113: Adds "all of"  
14 or "any of" to clarify language listing considerations, duties,  
15 and contract and record keeping requirements under the uniform  
16 athlete agents Act.

17 Sections 13.20, 13.21, 13.22, 13.23, and 13.24: Repeals  
18 these obsolete provisions which established a legal assistance  
19 program for financially distressed farmers for and during the  
20 mid-1980s farm crisis.

21 Section 16.134A: Strikes the redundant word "fiscal"  
22 in language describing the period of time during which  
23 appropriations are made for various purposes from the water  
24 quality financial assistance fund.

25 Section 16.154: Adds the words "all of" to clarify language  
26 articulating the requirements for financial assistance  
27 applications under the water quality financing program.  
28 Language relating to the application process is also changed to  
29 reflect the approval of the applications of eligible entities  
30 by the Iowa finance authority.

31 Section 17A.4B: Strikes a definition of the term  
32 "cost-benefit analysis" which is not used in this Code section  
33 requiring a jobs impact statement to be provided to the  
34 administrative rules coordinator prior to publication of a  
35 notice of intended action or an administrative rule.

1     Section 24.27: Divides this Code section into two, numbers  
2 the resultant paragraphs, and moves a comma to facilitate  
3 citation and to clarify the applicability of language modifying  
4 the date on which an appeal protesting the decision of a  
5 certifying board regarding any proposed budget, expenditure, or  
6 tax levy must be filed.

7     Section 26.2: Updates grammar and uses Code tabulation  
8 style to facilitate citation to and within the definition of  
9 "public improvement" in the Code chapter pertaining to public  
10 construction bidding.

11    Sections 29A.12A and 29A.57: Corrects the usage and  
12 conforms the language of these two provisions that eliminate  
13 liability for the state and members of certain governing  
14 boards for actions taken for morale, welfare, and recreation  
15 activities or for actions taken to purchase or improve armory  
16 facilities and installations.

17    Section 43.20: Adds the word "by" in multiple instances  
18 to conform language describing the signature requirements  
19 for nomination papers for federal, state, and local elective  
20 offices to other similar language within this provision.

21    Section 44.9: Conforms terminology used to qualify  
22 reference to the school officer with whom candidates for school  
23 offices must file requests for withdrawal of nomination to  
24 other similar terminology elsewhere in the Code.

25    Section 49.58: Rewrites, to improve the grammatical  
26 construction of and to eliminate a double negative in, language  
27 establishing requirements for placement of a candidate's name  
28 on a ballot in a special election.

29    Sections 49.102 and 49.103: Adds a Code section reference  
30 to two provisions describing the disposition of ballots which  
31 contain defects or errors to tie those provisions to the Code  
32 section which describes the types of errors and defects that  
33 will not cause a ballot to be rejected.

34    Section 53.26: Divides content based on subject matter  
35 and separates language articulating the verbiage that must be

1 endorsed on the back of each ballot that is not counted in an  
2 election to improve the readability, to highlight requirements  
3 of this Code section relating to the handling of rejected  
4 ballots, and to conform to similar language in Code section  
5 50.5.

6 Section 59.5: Divides a long sentence and replaces the  
7 word "same" with language referencing another Code section to  
8 improve the readability and to clarify this provision relating  
9 to the process to be followed in election contests for seats  
10 in the general assembly.

11 Section 66.10: Updates and clarifies what is meant by "such  
12 petition", based on language elsewhere in this Code chapter, in  
13 this provision relating to the filing of a petition for removal  
14 of a public officer.

15 Sections 66.15, 66.16, and 66.17: Updates archaic language  
16 and adds a citation to facilitate hypertext linkage to related  
17 content in these provisions regarding orders for hearing on  
18 petitions for removal of public officers.

19 Section 66.30: Updates archaic language and adds a citation  
20 to the Code section referenced currently by content only  
21 to facilitate hypertext linkage and clarify this provision  
22 relating to city ordinances establishing the procedure  
23 applicable to removal of city officers.

24 Section 69.16: Supplies missing language and updates the  
25 style of language to improve the readability of this provision  
26 relating to the appointment of members of the general assembly  
27 to various boards, commissions, and councils.

28 Section 76.2: Moves a comma to clarify the applicability  
29 of language modifying an alternative date on which resolutions  
30 providing for the assessment taxes on taxable real property to  
31 support the issuance of bonds by a political subdivision of the  
32 state may be filed, if the political subdivision is a school  
33 district.

34 Section 84A.2: Adds the words "economic development  
35 agencies", that were inadvertently dropped during the bill

1 drafting process from the bill that was enacted as 2018 Iowa  
2 Acts, chapter 1143, and which enacted this definitions section  
3 for the Code chapter pertaining to the department of workforce  
4 development.

5 Section 85.37: Deletes obsolete language relating to  
6 maximum weekly benefit amounts paid in the 1970s for workers'  
7 compensation for temporary total or permanent partial  
8 disabilities.

9 Section 85A.26: Substitutes the date of "on October 1, 1947"  
10 for the words "at the time of the enactment of this chapter"  
11 and updates other language to clarify the meaning of this  
12 provision relating to the effect of the enactment of this Code  
13 chapter relating to workers' compensation on employer liability  
14 under preexisting policies of insurance.

15 Section 86.11: Strikes obsolete language, that appears  
16 to have been a reference to the enactment of this language  
17 by 1923 Acts, chapter 28, section 73, from language that  
18 requires employers to keep records of all injuries sustained  
19 by employees in the course of the employees' employment which  
20 result in incapacity for a longer period than one day.

21 Section 88.1: Clarifies an otherwise vague Code chapter  
22 reference by substituting the word "this" for the word "the" in  
23 language authorizing the labor commissioner to set occupational  
24 safety and health standards and provide for an adjudicatory  
25 process relating to occupational safety and health.

26 Section 96.7: Reformats to remove language relating to  
27 computation of the reserve fund ratio for the unemployment  
28 compensation fund in years past while keeping language  
29 applicable to the current computation of the reserve fund  
30 ratio.

31 Section 96.16: Changes "to" to "through" in two string  
32 citations to provisions describing offenses deemed to be  
33 fraudulent practices to conform the citations to current Code  
34 citation style.

35 Section 100.52: Numbers unnumbered paragraphs and replaces

1 the nondescriptive pronoun "it" with specific language  
2 to clarify the meaning of and facilitate citation to this  
3 provision relating to the review and issuance of inspections  
4 warrants for property damaged or destroyed by fire.

5 Section 123.38: Adds and changes language to reference the  
6 estate of a deceased licensee or permittee in this provision  
7 describing liquor control licenses, wine permits, or beer  
8 permits as personal privileges, but providing for operation of  
9 a business under the license or permit of a deceased license  
10 or permit holder by an executor or administrator of the estate  
11 for a limited period of time.

12 Section 123.91: Eliminates obsolete language referring to  
13 the laws in effect prior to the enactment of 1931 Iowa Acts,  
14 chapter 42, section 1, and adds language excepting provisions  
15 in which alternative penalties are specified, in this provision  
16 establishing the penalties applicable to persons committing  
17 second or subsequent offenses under the alcoholic beverage  
18 control Code chapter.

19 Section 123.99: Redrafts to articulate the elements of  
20 offenses which are punishable as simple misdemeanors under the  
21 alcoholic beverage control Code chapter.

22 Section 123.107: Strikes the word "But" from language that  
23 does not appear to state an exception and updates archaic  
24 language and punctuation in this provision relating to the  
25 contents of indictments or informations charging violations of  
26 the alcoholic beverage control Code chapter.

27 Section 124.302: Adds language relating to the conducting  
28 of research to conform language requiring registration of  
29 certain persons under the controlled substances Code chapter  
30 with language appearing later in this Code section that  
31 indicates that persons performing research must conform their  
32 activities to the authority given under their registration and  
33 under the controlled substances Code chapter.

34 Section 124.308: Replaces a comma with the word "or" in  
35 language which is not a series or an independent clause to

1 clarify the meaning of requirements surrounding the dispensing  
2 of controlled substances.

3 Section 124.409: Corrects an internal reference that became  
4 incorrect when former subsection 1 was stricken by 2002 Iowa  
5 Acts, chapter 1175, section 26, from this Code section relating  
6 to the commitment for treatment of persons charged with or  
7 convicted of unlawful manufacture, possession, or delivery of  
8 controlled or imitation controlled substances.

9 Sections 126.26 and 453B.16: Repeals these two Code  
10 sections which provide for the sending of notices of conviction  
11 for certain drug-related offenses by the clerk of the district  
12 court to the state department of transportation to conform  
13 to changes made by 2018 Iowa Acts, chapter 1172, sections 95  
14 through 104, which struck language providing for revocation of  
15 drivers' licenses based on those drug-related convictions.

16 Section 139A.18: Changes the word "settlement" to  
17 "residence" to conform to similar changes made in this Code  
18 section by 2018 Iowa Acts, chapter 1137, section 24, in  
19 this provision relating to the process for certification and  
20 payment of claims for services or supplies furnished to combat  
21 communicable and infectious diseases and poisonings.

22 Section 139A.30: Divides this Code section based on content  
23 and to facilitate the creation of standard internal references  
24 to rules and exceptions in this provision relating to reports  
25 and information in reports which include information regarding  
26 the identity of persons infected with a sexually transmitted  
27 disease or infection.

28 Section 154D.4: Moves language to clarify the criteria  
29 which must be met for a practitioner to be excluded from  
30 coverage under the Code chapter pertaining to the practice of  
31 applied behavior analysis.

32 Section 155A.27: Strikes commas and adds "that is" to  
33 clarify the requirements relating to when a prescription drug  
34 may be dispensed by a pharmacy to a private individual.

35 Section 156.2: Redrafts the prefatory paragraph excluding

1 certain persons from the applicability of a Code section to  
 2 refer to the terminology defined in that Code section in this  
 3 Code section within the Code chapter pertaining to funeral  
 4 directing, mortuary science, and cremation.

5 Section 159A.14: Substitutes the date "July 27, 2011"  
 6 for general language referencing the date of the publication  
 7 of the state fire marshal's order relating to commercially  
 8 available dispensers compatible for use with E-85 gasoline to  
 9 clarify this provision relating to eligibility for financial  
 10 incentives for installation of gasoline storage and dispensing  
 11 infrastructure.

12 Sections 166D.2 and 166D.3: Strikes a definition of the  
 13 term "advisory committee", which is used only in Code section  
 14 166D.3, from Code section 166D.2, and redesignates paragraphs  
 15 and changes the word "board" to "committee" in four places to  
 16 reflect other language in Code section 166D.3, in which the  
 17 state pseudorabies advisory committee is established.

18 Section 206.7A: Changes the term "operator" to "commercial,  
 19 public, or private applicator" to conform the terminology used  
 20 in language excluding certain persons from certain restrictions  
 21 relating to off-label discharge of pesticides into natural and  
 22 certain artificial lakes to defined terms.

23 Section 206.22: Adds a reference to Code section 206.7A to  
 24 match the earlier insertion of the same Code reference by 2018  
 25 Iowa Acts, chapter 1085, section 2, in language establishing  
 26 penalties for violation of the Code chapter regulating  
 27 pesticides.

28 Section 216.5: Conforms language in this provision, which  
 29 relates to the adoption of administrative requirements, to  
 30 language used elsewhere in this Code section and in Code  
 31 chapter 17A.

32 Section 218.9: Rewrites this provision to account for  
 33 the evolution of the applicability of this Code section  
 34 relating to the appointment of superintendents for certain  
 35 institutions, from applying to multiple types of administrators



1 and institutions in the 1980s to applying to superintendents  
2 of institutions under the authority of the department of human  
3 services only, after the final changes were made to the Code  
4 section's applicability by 2000 Iowa Acts, chapter 1112.

5 Section 218.40: Updates and clarifies archaic language and  
6 an internal reference in this provision permitting residents  
7 of department of human services institutions to perform  
8 services in the institutions or in industries established in  
9 the institutions.

10 Section 218.56: Numbers unnumbered paragraphs and deletes  
11 commas from an essential clause in this provision relating to  
12 purchase of supplies and vendor warrants for institutions under  
13 the authority of the department of human services.

14 Section 222.63: Conforms language relating to the process  
15 relating to the finding of residency for patients with  
16 intellectual disabilities to similar language in Code section  
17 230.4, governing findings of residency for patients with mental  
18 illness.

19 Section 226.41: Clarifies language and an internal  
20 reference to update archaic language used in this provision  
21 allowing charges to be made by the state mental health  
22 institutes for treatment services provided to civilians injured  
23 in an emergency disaster.

24 Section 229A.8: Redrafts, to reflect earlier language, a  
25 provision allowing a person committed for treatment under the  
26 Code chapter relating to sexually violent predators to reassert  
27 a speedy hearing demand after initial waiver.

28 Section 230.25: Strikes references to the county auditor  
29 from language relating to lists of names of residents of a  
30 county who are eligible for mental health and disability  
31 services funding to reflect changes made to Code chapter  
32 230 by 2018 Iowa Acts, chapter 1137, that eliminated that  
33 responsibility from the county auditor's duties.

34 Section 231.64: Changes the word "care" to "living and  
35 community support services" to mirror the changes made

1 elsewhere in this Code section relating to the services  
2 available to persons with long-term care needs by 2018 Iowa  
3 Acts, chapter 1049, section 17.

4 Section 232.127: Conforms to current Code tabulation style  
5 to standardize and clarify language relating to prerequisite  
6 findings necessary for entry of a dispositional order in a  
7 family in need of assistance proceeding.

8 Section 232.150: Updates to clarify language relating to  
9 the sending of notice and copies of an order to seal records  
10 relating to juvenile delinquency proceedings.

11 Sections 233.2 and 233.6: Adds references to first  
12 responders in language relating to notification of the  
13 department of human services, providing testimony at hearing,  
14 and providing information to releasing parents to reflect the  
15 addition of first responders by 2018 Iowa Acts, chapter 1050,  
16 as persons to whom a newborn may be released under the newborn  
17 infant custody release procedures Code chapter.

18 Section 237A.5: Corrects the style of this provision to  
19 conform to the style of other similar provisions in this Code  
20 section relating to records checks of and restrictions placed  
21 on persons seeking employment in a child care facility or as a  
22 child care home provider.

23 Section 260C.22: Updates archaic internal references to  
24 clarify the meaning of those references in this provision  
25 relating to votes on tax levies for community college grounds  
26 and facilities acquisition, maintenance, construction, or  
27 improvement.

28 Section 262.57: Updates archaic language and strikes  
29 or clarifies archaic references to time and content to  
30 clarify language within this provision relating to bonds or  
31 notes issued by the state board of regents for purposes of  
32 funding construction, repair, or remodeling projects at the  
33 institutions under the regents' control.

34 Section 262.66: Replaces archaic point-in-time references  
35 with the date on which this language was enacted in 1963 Iowa

1 Acts, chapter 166, section 12, and updates other archaic  
2 language to clarify the meaning of this provision legalizing  
3 rights acquired and actions taken by the state board of regents  
4 in financing projects at the institutions under the regents'  
5 control prior to the enactment of the 1963 legislation.

6 Section 266.46: Divides and numbers the resulting  
7 unnumbered paragraphs to facilitate citation and changes the  
8 words "In addition" to "Notwithstanding subsection 1", in  
9 language that contravenes an immediately preceding rule that  
10 provides a public right to examine and copy information held by  
11 Iowa state university of science and technology.

12 Section 273.8: Changes "to" to "through" to conform a string  
13 citation to current Code style in this provision describing  
14 standards applicable to area education agency director district  
15 boundary lines which are redrawn due to changes in area  
16 population.

17 Section 274.44: Replaces the ambiguous words "such matters"  
18 with specific Code references to clarify language describing  
19 the scope of the issues relating to school districts over which  
20 a determination by the director of department of education is  
21 final.

22 Section 274.45: Changes "to" to "through" to conform  
23 a string citation to current Code style in this provision  
24 relating to payment of expenses incurred by the director of the  
25 department of education in carrying out duties pertaining to  
26 the sale of school property for purposes of national defense or  
27 flood control projects.

28 Section 275.9: Changes "to" to "through" to clarify the  
29 meaning of this string citation and to conform to current Code  
30 style in this provision relating boundary changes related to  
31 school district reorganizations.

32 Section 279.36: Replaces the word "statute" with a  
33 specific statutory reference to Code section 618.11 in this  
34 provision regarding procedures and fees for publication of  
35 the proceedings of the boards of directors of public school

1 districts.

2 Section 297.31: Updates archaic language in this provision  
3 relating to appraisal and sale of school property and  
4 improvements.

5 Section 299A.1: Conforms the definition of the term  
6 "independent private instruction" to the definition of "private  
7 instruction" in the Code chapter relating to the provision of  
8 educational instruction in other than a public or accredited  
9 nonpublic school.

10 Section 303.34: Changes "to" to "through" to conform  
11 a string citation to current Code style in this provision  
12 relating to the creation of historical preservation districts.

13 Section 306.42: Corrects an internal reference error made  
14 when this subsection, relating to liability for claims or  
15 damage in transferred rights-of-way, was enacted in 1987 Iowa  
16 Acts, chapter 232, section 18.

17 Section 308A.2: Updates and clarifies archaic language and  
18 references and divides a long sentence into two to improve the  
19 readability of this provision relating to the acceptance and  
20 expenditure of funds for the establishment of bikeways.

21 Sections 312.3 and 313.4: Strikes from both of these Code  
22 sections obsolete language regarding a transfer of jurisdiction  
23 fund which was created for purposes of providing funds for road  
24 maintenance and construction for the fiscal years during the  
25 period beginning July 1, 2003, and ending June 30, 2013, to  
26 counties which assumed jurisdiction over certain primary roads.

27 Section 317.9: Redrafts to conform content currently  
28 contained within a series to Code tabulation style in this  
29 provision articulating the duty of county boards of supervisors  
30 to enforce a program of weed control and eradication on certain  
31 types of property.

32 Section 321.1: Conforms language within the definition of  
33 the term "commercial motor vehicle" to the terms "combined  
34 gross weight", "gross weight", and "gross vehicle weight  
35 rating" in the definitions section for the Code chapter

1 governing motor vehicles and law of the road.

2 Section 321.228: Changes "to" to "through" to conform  
3 a string citation to current Code style in this provision  
4 governing the applicability of statutes relating to operation  
5 of vehicles on property other than highways.

6 Section 321.277: Redrafts and numbers unnumbered paragraphs  
7 to facilitate citation to and conform this provision  
8 establishing the offense of reckless driving to current Code  
9 style.

10 Section 321.319: Updates archaic language in and numbers  
11 unnumbered paragraphs to facilitate citation to and within  
12 this Code section pertaining to right-of-way rules applicable  
13 to vehicles entering intersections from different highways or  
14 streets.

15 Section 321.325: Updates archaic language and changes  
16 "to" to "through" to conform a string citation to current  
17 Code style in this provision relating to the privileges and  
18 restrictions of, and applicability of traffic-control signals  
19 to, pedestrians.

20 Section 321.334: Redrafts to articulate the elements of and  
21 facilitate the citation within and to certain criminal offenses  
22 related to the carrying of, and persons who must use, a white  
23 cane or walking stick or to persons who are led by a guide dog.

24 Section 321.347: Clarifies an archaic reference, clarifies  
25 a reference to city councils by name, and corrects the grammar  
26 of a series in this provision which permits a city to govern  
27 and erect traffic-control signals, with the approval of the  
28 department of transportation, within the city limits.

29 Section 321.384: Redrafts to clarify archaic internal  
30 references in this provision establishing requirements for the  
31 display of lighted headlamps by motor vehicles.

32 Section 322.20: Corrects an incorrect internal reference  
33 inadvertently created when this provision relating to finance  
34 charges applicable to extensions of time on retail installment  
35 contracts for the purchase or sale of a vehicle was stricken

1 and rewritten by 1990 Iowa Acts, chapter 1088, section 1.

2     Section 322G.7: Corrects an incorrect internal reference  
3 inadvertently created when this provision relating to an  
4 informal dispute resolution system relating to enforcement of  
5 regulation relating to defective motor vehicles was enacted in  
6 1991 Iowa Acts, chapter 153, section 7.

7     Section 325A.13: Conforms terminology used in language  
8 relating to taxicab service passenger certificates  
9 to terminology used in Code section 321.236, which is  
10 referenced in the same language, and changes "requirement"  
11 to "requirements" to reflect the fact that Code chapter 325A  
12 imposes multiple requirements on various persons and entities.

13     Section 325A.25: Repeals this obsolete provision relating  
14 to the issuance of certificates or permits to transport goods  
15 in interstate commerce to common carriers or contract carriers  
16 prior to January 1, 1998, that was enacted in 1997 Iowa Acts,  
17 chapter 104, section 56.

18     Section 327F.31: Corrects an incorrect internal reference  
19 inadvertently created when this provision relating to political  
20 subdivision ordinances relating to the speed of trains within  
21 the jurisdiction of the political subdivision was enacted in  
22 1988 Iowa Acts, chapter 1079, section 1.

23     Section 329.12: Changes "to" to "through" in two places  
24 and conforms the scope of the two string citations regarding  
25 similar procedures to each other and to current Code style  
26 in this provision relating to the establishment, powers, and  
27 duties of city boards of adjustment.

28     Section 331.238: Deletes language in a paragraph made  
29 obsolete by the enactment of broader language covering the same  
30 subject matter in 1991 Iowa Acts, chapter 256, section 17, in  
31 this provision relating to requirements and limitations placed  
32 on alternative forms of county government.

33     Section 331.362: Conforms language referencing Code chapter  
34 317, and relating to the duties of county boards of supervisors  
35 with respect to weeds, to the language of Code chapter 317.

1     Section 331.437: Numbers unnumbered paragraphs to  
2 facilitate citation and changes the word "law" to "section" to  
3 conform to other language within this Code section prohibiting  
4 the expenditure of funds by county officials in amounts which  
5 are larger than the amount appropriated to the particular  
6 county department by the board of supervisors.

7     Section 349.16: Updates archaic language and deletes  
8 incorrect commas in this provision relating to publication  
9 of the proceedings of the county board of supervisors and of  
10 reports by various county officers.

11    Section 351.29: Replaces an archaic reference with the  
12 words "of this chapter" to clarify the applicability of this  
13 savings provision in the Code chapter regulating dogs and other  
14 animals and their owners.

15    Section 355.19: Changes the word "chapter" to "subchapter"  
16 to reflect the placement and applicability of the definition  
17 of the term "Iowa plane coordinate system" in this provision  
18 limiting the use of other terms to the coordinates based on  
19 that system.

20    Section 357.33: Changes "to" to "through" and changes  
21 the last citation in a string citation to conform to similar  
22 citations to the same provisions elsewhere in the Code and to  
23 conform to current Code style in this provision describing the  
24 appeal procedures for persons aggrieved by final actions of  
25 the board of supervisors regarding the establishment of water  
26 districts.

27    Section 358.3: Updates archaic language and substitutes  
28 Code chapter references for archaic internal references in  
29 this provision relating to the jurisdiction and authority of a  
30 county board of supervisors to establish a sanitary district.

31    Section 358.15: Updates language, divides a long sentence  
32 into two, and substitutes a Code section reference for an  
33 archaic internal reference in this provision prohibiting  
34 trustees of sanitary districts from having personal interest in  
35 any contract, work, business, or real estate of or belonging to

1 the district.

2 Section 359.12: Updates language, divides a long sentence  
3 into two, and eliminates a double negative in this provision  
4 relating to the issuance of orders for first elections for  
5 officers of new townships.

6 Section 372.1: Strikes obsolete language relating to a  
7 July 1975 date of enactment of this Code section regarding the  
8 adoption of charters by cities and the filing of those charters  
9 with the secretary of state.

10 Section 388.7: Changes "the effective date of the city code"  
11 to "July 1, 1975", to reflect the applicability date associated  
12 with sections 1 through 198 of 1972 Iowa Acts, chapter 1088,  
13 as amended by 1974 Iowa Acts, chapter 1212, section 1, in  
14 this provision relating to the effect of the enactment of the  
15 legislation establishing home rule on city utility boards  
16 functioning on the effective date of that legislation.

17 Section 390.5: Changes "to" to "through" in two places to  
18 conform the string citations to similar procedures to each  
19 other and to current Code style in this provision relating to  
20 financing of a joint city electrical utility facility.

21 Section 400.11: Changes the word "as" to "if" to conform  
22 to changes made by 2017 Iowa Acts, chapter 2, to Code section  
23 400.28, making permissive the diminution of employees in a  
24 classification or grade under civil service and creating the  
25 possibility that a list may not be available or used.

26 Section 414.7: Numbers unnumbered paragraphs to facilitate  
27 citation, divides long sentences, and updates archaic language  
28 and style to improve the readability of this provision relating  
29 to the powers of city boards of adjustment and review of  
30 variances granted by those boards.

31 Section 414.18: Numbers unnumbered paragraphs to facilitate  
32 citation, divides long sentences, and updates archaic language  
33 and style to improve readability of this provision relating  
34 to review by a court of decisions made by city boards of  
35 adjustment.



1     Section 420.286: Updates archaic language to conform to  
2 current Code style and clarify the meaning of this provision  
3 relating to amendment of the charters of special charter  
4 cities.

5     Section 420.288: Eliminates archaic language to conform  
6 this provision relating to the submission of amendments to  
7 charters of special charter cities to a vote of the people to  
8 current Code style.

9     Section 421B.4: Replaces parentheses with commas,  
10 eliminates a colon, and updates language to conform to current  
11 Code style in this provision governing the determination of  
12 costs of cigarettes in sales involving cigarettes and any other  
13 item at a combined price.

14     Section 422.33: Changes the word "section" to "subsection"  
15 in the definition of "base amount" to conform to similar  
16 referencing used in the related definitions of "basic research  
17 payment" and "qualified research expense" in this subsection  
18 that provides a reduction in corporate income tax for  
19 increasing research activities.

20     Section 423.2A: Reenacts changes in this language relating  
21 to the transfer of moneys to fund sales tax rebates to a  
22 raceway facility which were made by 2018 Iowa Acts, chapter  
23 1146, section 1, when the language appeared in former Code  
24 section 423.2, subsection 11, paragraph "b", subparagraph (7).  
25 The changes shown were not codified because the underlying  
26 language was repealed and reenacted without these changes by  
27 2018 Iowa Acts, chapter 1161.

28     Section 423.3: Corrects the capitalization of the term  
29 "pH-indicator" in language providing a sales tax exemption for  
30 sales or rentals of certain items to a printer or publisher.

31     Section 423.34: Adds the words "tangible personal" before  
32 the word "property" and adds the words "specified digital  
33 products" to conform this language to similar changes made to  
34 this Code section by 2018 Iowa Acts, chapter 1161.

35     Section 427.1: Redrafts, to replace parentheses with

1 commas, this provision classifying land granted to the state or  
2 a political subdivision as exempt from taxation.

3 Section 427.9: Changes "to" to "through" and changes the  
4 last citation in a string citation to eliminate a reference  
5 to repealed Code section 425.38 and conform the citation to  
6 current Code style in this provision relating to the suspension  
7 of taxes, assessments, and rates and charges for persons who  
8 are receiving public assistance and are unable to pay taxes.

9 Section 428.35: Updates the style, replaces archaic  
10 references, and divides a long sentence to improve the  
11 readability of this provision relating to the imposition of an  
12 excise tax on the handling of grain.

13 Section 434.2: Divides long sentences and replaces archaic  
14 terminology to clarify and update the style of this provision  
15 relating to the assessment of railway property for taxation.

16 Section 435.33: Changes "to" to "through" to conform  
17 a string citation to current Code style in this provision  
18 relating to rent reimbursement for excess rent charges incurred  
19 by home owners who qualify for a reduced tax rate.

20 Section 441.9: Replaces the word "same" with the words "a  
21 hearing" to clarify the meaning of this description of the  
22 process used to remove an assessor from office.

23 Section 441.37: Divides a subparagraph, redesignates all  
24 of the content of a paragraph, and places a defined term in  
25 quotation marks to conform the organization and style of this  
26 provision relating to protests against assessments of property  
27 by property owners or aggrieved taxpayers to the applicability  
28 of the subject matter as expressed in the content.

29 Section 441.40: Updates language by removing an ambiguous  
30 time reference from this provision relating to apportionment of  
31 costs, fees, and expenses associated with appeals from board of  
32 review decisions on property tax assessments among the taxing  
33 districts entitled to receive funds from taxes involved in the  
34 appeals.

35 Section 450.3: Replaces archaic internal references with

1 references to Code chapter 450 and adds commas to improve the  
2 grammar and readability of this provision listing the types  
3 of property that are to be considered in the calculation of  
4 inheritance taxes due.

5 Section 450.48: Splits a long sentence into two and updates  
6 archaic language and references to improve the clarity of  
7 language relating to the posting of bond by persons who desire  
8 to defer the payment of inheritance tax until the estate  
9 or remainder interests which has been deferred have been  
10 determined.

11 Section 452A.54: Replaces an archaic reference with a  
12 reference to "this section" in this provision relating to  
13 applications for refunds of fuel taxes.

14 Section 455C.6: Changes "insure" to "ensure" in this  
15 provision relating to orders by the department of natural  
16 resources approving beverage container redemption centers.

17 Section 455D.4A: Conforms language to a defined term,  
18 replaces nonspecific possessive pronouns with specific  
19 terminology, and removes an extraneous reference to a defined  
20 term to improve readability and to conform to current Code  
21 style in provisions outlining the criteria required for  
22 approval of a facility as a recycling facility.

23 Section 455D.16: Changes "agency" to "department" to  
24 conform this language to earlier language indicating that the  
25 department of natural resources is the entity responsible for  
26 reviewing manufacturer plans for mercury-added thermostat  
27 collection programs.

28 Section 455G.3: Strikes obsolete language that appropriated  
29 moneys from the Iowa comprehensive petroleum underground  
30 storage tank fund to the department of natural resources for  
31 fiscal year 2011, for database modifications necessary to  
32 accept batched external data regarding certain underground  
33 storage tank inspections.

34 Section 461A.9: Replaces an ambiguous reference to "hereof"  
35 with "of this chapter" to clarify language describing the

1 applicability of law relating to condemnation to provisions  
2 applicable to public lands and waters.

3 Section 461A.10: Replaces an ambiguous reference to  
4 "hereunder" with "under this chapter" to clarify language  
5 describing the taking of land in the name of the state and the  
6 disposition and use of proceeds of sale of state lands.

7 Section 461A.16: Clarifies ambiguous terminology and  
8 updates a reference to the Iowa state university of science and  
9 technology by name in this provision permitting the natural  
10 resources commission to call upon the university to supply  
11 a landscape architect, engineer, or gardener to assist the  
12 commission in the improvement of state property.

13 Section 461A.20: Replaces the word "it" with "the  
14 commission" to clarify language relating to cooperation  
15 between the state department of transportation and the natural  
16 resources commission regarding public lands and waters.

17 Section 462A.2: Corrects the adjective used in this  
18 definition of "watercraft" to describe how a vessel remains  
19 afloat on water.

20 Section 462A.39: Replaces an ambiguous reference to  
21 "hereunder" with "under this chapter" to clarify language  
22 relating to the expiration of special certificates issued to a  
23 manufacturer or dealer for vessels that are not registered but  
24 are owned or stored, or are being repaired or altered by the  
25 manufacturer or dealer.

26 Section 468.11: Numbers unnumbered paragraphs and updates  
27 archaic terminology to clarify and facilitate citation to this  
28 provision regarding survey of property to be included within a  
29 proposed levee and drainage district.

30 Section 468.16: Numbers unnumbered paragraphs to facilitate  
31 citation, updates terminology and style, and replaces an  
32 incorrect reference with a reference to "this chapter" in this  
33 provision requiring service of notice of proceedings relating  
34 to a proposed levee and drainage district on the agent of any  
35 person, corporation, or company owning or having an interest in

1 land affected by any proposed levee or drainage improvement.

2 Section 468.27: Numbers unnumbered paragraphs to facilitate  
3 citation, updates terminology and style, and divides a long  
4 sentence into two to improve the readability of this provision  
5 describing the meeting of the county board of supervisors at  
6 which the dismissal of a petition to establish or a decision  
7 to locate and establish a levee and drainage district is made,  
8 and the effect of the establishment of a district on rights in  
9 property.

10 Section 468.70: Numbers unnumbered paragraphs to facilitate  
11 citation and clarifies ambiguous terminology in this provision  
12 permitting a levee and drainage district board to provide for  
13 the payment of assessments, the issuance and sale of warrants,  
14 and the issuance of improvement certificates to pay for the  
15 work and cost of levee and drainage improvements.

16 Section 468.74: Numbers unnumbered paragraphs to facilitate  
17 citation and clarifies ambiguous terminology in this provision  
18 permitting and providing a process for the issuance of drainage  
19 bonds to pay for the costs of improvements within levee and  
20 drainage districts.

21 Section 468.108: Numbers unnumbered paragraphs to  
22 facilitate citation and clarifies ambiguous terminology in this  
23 provision allocating responsibility for costs and making of  
24 improvements when a levee, ditch, drain, or change to a natural  
25 watercourse crosses a public highway.

26 Section 468.118: Numbers unnumbered paragraphs to  
27 facilitate citation and clarifies ambiguous terminology in this  
28 provision describing the effect of abandonment of a railway  
29 right-of-way on rights or privileges of levee and drainage  
30 districts to pass through the property.

31 Section 468.127: Numbers unnumbered paragraphs to  
32 facilitate citation and clarifies ambiguous terminology in this  
33 provision describing how the costs of repairs or improvements  
34 in levee and drainage districts are to be paid.

35 Section 468.133: Numbers unnumbered paragraphs to

1 facilitate citation and clarifies ambiguous terminology in  
2 this provision relating to the appointment of disinterested  
3 commissioners to determine the percentage of benefits and  
4 amounts to be assessed to each levee and drainage district for  
5 drainage improvements that benefit more than one district.

6 Section 468.135: Numbers unnumbered paragraphs to  
7 facilitate citation, divides a long sentence into two, and  
8 clarifies ambiguous terminology in this provision regarding the  
9 report and review of the findings of commissioners appointed  
10 under Code section 468.133, regarding the proportionate  
11 benefits and assessments related to drainage improvements that  
12 benefit more than one levee and drainage district.

13 Section 468.151: Numbers unnumbered paragraphs to  
14 facilitate citation, clarifies ambiguous terminology, and  
15 adds a missing "and" to complete a sentence in this provision  
16 authorizing a levee and drainage district to maintain actions  
17 at law or in equity and enter into settlements to protect the  
18 interests of the district.

19 Section 468.159: Conforms language to earlier language in  
20 this provision pertaining to the lease or sale or conveyance of  
21 levee and drainage district property.

22 Section 468.356: Numbers unnumbered paragraphs to  
23 facilitate citation, corrects an internal reference based on  
24 the numbering, and clarifies ambiguous terminology in this  
25 provision relating to the establishment of pumping stations in  
26 levee and drainage districts.

27 Section 468.376: Numbers unnumbered paragraphs to  
28 facilitate citation and clarifies ambiguous terminology and  
29 references in this provision relating to the use of refunding  
30 bonds to pay for drainage improvements in levee and drainage  
31 districts.

32 Section 468.533: Numbers unnumbered paragraphs to  
33 facilitate citation and redrafts ambiguous language to clarify  
34 and update the style of this provision relating to the process  
35 for petitions requesting that levee and drainage district

1 management be removed from a board of trustees and placed under  
2 a county board or boards of supervisors.

3 Section 468.543: Adds language and a Code section reference  
4 to clarify that the meeting referenced in this provision  
5 requiring notice of a meeting is the drainage board meeting  
6 regarding drainage refunding bonds.

7 Section 468.559: Updates archaic language and references  
8 to clarify this provision regarding funds received for payment  
9 of refunding bonds issued for debts of a levee and drainage  
10 district.

11 Section 468.561: Updates archaic language and references to  
12 clarify language that provides that the issuance of drainage  
13 refunding bonds does not impair the lien or priority of the  
14 lien of the levee and drainage district for unpaid drainage  
15 assessments or installments nor the duty of public officers to  
16 levy, collect, and apply the proceeds of the assessments or  
17 installments to the payment of outstanding drainage bonds.

18 Section 468.566: Numbers unnumbered paragraphs to  
19 facilitate citation, divides a long sentence into two, and  
20 clarifies ambiguous terminology and referencing in this  
21 provision relating to the powers of the governing board  
22 of a levee and drainage district to refinance outstanding  
23 indebtedness of the district.

24 Section 468.579: Updates archaic language and references  
25 to clarify language that provides that the issuance of  
26 conservator's drainage district bonds does not impair the lien  
27 or priority of the lien of unpaid drainage assessments or  
28 installments nor the duty of public officers to levy, collect,  
29 and apply the proceeds of the assessments or installments to  
30 the payment of outstanding drainage bonds.

31 Section 468.622: Numbers unnumbered paragraphs to  
32 facilitate citation, divides a long sentence into two, and  
33 clarifies ambiguous terminology in this provision relating to a  
34 land owner's right to connect the owner's ditch or drain with  
35 any drain or ditch constructed along or across a highway and

1 how certain expenses are to be paid.

2 Section 476.15: Replaces the word "hereinbefore" with  
3 a reference to Code chapter 476 to clarify the meaning of  
4 this provision describing the jurisdiction and powers of the  
5 utilities board over public utilities.

6 Section 476.19: Replaces the word "herein" with "in this  
7 chapter" to clarify this provision relating to the effect of  
8 the enactment of Code chapter 476 on proceedings or litigation  
9 based on prior statutes.

10 Section 476.46: Strikes a reference to former subsection 3,  
11 which was stricken by 2017 Iowa Acts, chapter 169, section 43,  
12 in this provision establishing the alternate energy revolving  
13 loan program.

14 Section 490.803: Changes a subparagraph reference to a  
15 paragraph reference to conform to similar language and to give  
16 this repeal of language relating to the increase or decrease  
17 in the number of directors of a public corporation substantive  
18 effect.

19 Section 502.202: Adds a comma after the word "security"  
20 to clarify the meaning of language including certain  
21 securities with the types of transactions that are exempt from  
22 registration requirements under the uniform securities Act.

23 Section 502.406: Conforms language relating to adoption  
24 of rules and issuance of orders to earlier language in this  
25 provision allowing for the waiver of certain requirements in  
26 connection with the registration of a security.

27 Section 505.27: Eliminates obsolete language relating to  
28 the filing of the initial report in this provision relating to  
29 reports by the commissioner of insurance that compile aggregate  
30 data from reports filed by insurers with the division of  
31 insurance and include recommendations to the general assembly.

32 Section 506.10: Substitutes the actual effective date  
33 of April 16, 1921, for language referencing the enactment of  
34 this Code section and replaces an archaic reference with the  
35 words "in this section" to clarify which contracts providing



1 inducements to insurance were not affected by the prohibitions  
2 contained in this Code section.

3 Section 507A.2: Numbers unnumbered paragraphs to facilitate  
4 citation and clarifies ambiguous references in this provision  
5 stating the purpose of the Code chapter regulating the practice  
6 of insurance by unauthorized persons and insurers.

7 Section 507A.3: Changes the word "section" to "chapter" in  
8 this definitions section for the Code chapter regulating the  
9 practice of insurance by unauthorized persons and insurers.

10 Section 508.4: Updates and clarifies archaic language  
11 describing the method of approval of amendments to articles of  
12 incorporation of life insurance companies by referencing a Code  
13 section describing the approval process that appears earlier in  
14 this Code chapter.

15 Section 511.23: Changes "to" to "through" to conform a  
16 string citation to current Code style and updates archaic  
17 references in this provision establishing penalties for  
18 certain unlawful practices by life insurance companies and  
19 associations.

20 Sections 513D.1 and 513D.2: Adds the words "of insurance"  
21 after two references to "commissioner" to clarify the  
22 reference, because the term "commissioner" is not defined in  
23 this Code chapter governing association health plans.

24 Section 514A.4: Updates to clarify archaic language and  
25 redrafts to improve the readability of a double negative in  
26 language prohibiting the inclusion of a policy provision which  
27 makes a policy or a portion of the policy less favorable to an  
28 insured or beneficiary than the provisions of the policy which  
29 are subject to the Code chapter establishing requirements for  
30 accident and health insurance policies.

31 Section 514B.13: Substitutes for the word "they" the words  
32 "prospective enrollees" to clarify language establishing  
33 open enrollment periods requirements for health maintenance  
34 organizations.

35 Section 515.32: Clarifies ambiguous language relating to

1 the adoption of bylaws by insurance companies which are not  
2 life insurance companies.

3 Section 515.109: Modifies the language of the standard fire  
4 insurance policy to reflect the repeal of the countersignature  
5 requirements contained in former Code sections 515.22 and  
6 515.52 through 515.56 by 1998 Iowa Acts, chapter 1057, section  
7 13.

8 Section 515G.9: Numbers unnumbered paragraphs to facilitate  
9 citation and replaces the word "it" with "the company" to  
10 clarify this provision relating to plans for conversion of  
11 mutual insurance companies to stock companies.

12 Section 520.7: Replaces the words "so had" with a reference  
13 to Code section 520.6 to clarify and conform to current Code  
14 style language relating to the effect of service of process on  
15 the commissioner of insurance, when the commissioner is acting  
16 as the agent for service of process under a reciprocal or  
17 interinsurance contract.

18 Section 533.106: Changes an internal reference from  
19 "section" to "subsections 1 through 4" to reflect the fact that  
20 subsections 1 through 4 contain the prohibitions referenced in  
21 this Code section relating to employees of the credit union  
22 division of the department of commerce.

23 Section 537.2301: Replaces the word "herein" with the words  
24 "in this section" to clarify the meaning of this provision  
25 prohibiting the making of supervised loans, or collecting  
26 payments or enforcing rights against a consumer arising from a  
27 supervised loan, by persons not authorized to make that type  
28 of loan.

29 Section 543B.40: Replaces the word "hereinbefore" with  
30 a reference to Code chapter 543B to clarify this provision  
31 relating to the taking of depositions in investigations by the  
32 real estate commission.

33 Section 543C.6: Changes an internal reference from  
34 "subsection" to "section" in this undivided provision requiring  
35 sales by subdividers of land to be accomplished through a real

1 estate broker or salesperson.

2 Section 546.10: Changes a reference to the administrative  
3 rules coordinator to a reference to the administrative code  
4 editor to reflect the change in the responsibility to receive  
5 copies of publications referenced in administrative rules that  
6 was made by 2010 Iowa Acts, chapter 1031, section 53.

7 Section 572.13A: Strikes the word "Either" to correct the  
8 grammar of language relating to responsibility for posting a  
9 notice of commencement of work to the mechanics' notice and  
10 lien registry internet site.

11 Section 573.1: Substitutes the words "an improvement" for  
12 the word "one" and supplies a missing "that" to improve the  
13 readability of a definition of "public improvement" in the  
14 definitions section for the Code chapter regarding contracts  
15 and procedures for the construction of public improvements.

16 Section 573.8: Numbers unnumbered paragraphs and redrafts a  
17 paragraph containing a prohibition to reflect current drafting  
18 style in this provision relating to claims filed for contractor  
19 expenses incurred in the construction of highway improvements.

20 Section 602.9110: Combines two unnumbered paragraphs into a  
21 single paragraph to facilitate citation, replaces an ambiguous  
22 reference to "hereunder" with the "under this article", and  
23 updates the style of this provision prohibiting the payment  
24 of an annuity under the judicial retirement system while the  
25 person is serving as a state officer or employee, other than  
26 as a senior judge.

27 Section 613.8: Replaces the ambiguous word "herein" with  
28 the more specific language, "in this chapter", deletes language  
29 referencing a nonspecific time frame, adds a comma before the  
30 last item in a series, and updates archaic terminology in this  
31 provision relating to suits against the state involving title  
32 to or interests in real estate.

33 Section 614.1: Changes the word "herein" to "as follows"  
34 to eliminate an ambiguity in this provision establishing time  
35 limitations on civil actions.

1 Section 614.9: Strikes the word "above" and replaces  
2 the word "such" in two instances with more specific language  
3 to clarify this provision extending limitations on causes  
4 of actions of a person who has died for one year after the  
5 person's death.

6 Section 622.2: Strikes the word "heretofore" to eliminate  
7 an ambiguous time reference and replaces "its credibility"  
8 with "the credibility of the testimony" to clarify language  
9 relating to the use of facts which have caused the exclusion  
10 of testimony.

11 Section 622.80: Strikes the word "Or" which appears at  
12 the beginning of this section relating to pleadings made by a  
13 delinquent party to a proceeding that the person could not have  
14 full personal knowledge of the transaction.

15 Section 622.86: Replaces the word "Those" with "An  
16 affidavit", the word "such" with "the", and "the" with "this"  
17 to clarify the meaning and update the style of this provision  
18 relating to the credibility of out-of-state affidavits.

19 Section 628.2: Replaces the word "hereinafter" with a  
20 reference to "in this chapter" in this provision describing  
21 when the sale of real property is not subject to redemption  
22 under Code chapter 628.

23 Section 628.5: Updates the style and replaces a reference to  
24 "above" with a reference to Code section 628.3 to clarify this  
25 provision regarding redemption by creditors if a debtor does  
26 not exercise the debtor's redemption rights.

27 Section 628.8: Strikes references to "above" and "herein"  
28 and inserts a general reference to Code chapter 628 to clarify  
29 this provision permitting creditors who have a right of  
30 redemption to redeem from each other.

31 Section 628.13: Numbers unnumbered paragraphs and replaces  
32 archaic terminology with more specific language in this  
33 provision relating to redemption by a property.

34 Section 628.15: Replaces a reference to "hereinafter"  
35 with a general reference to Code chapter 628 to clarify the

1 reference within this provision describing limitations on a  
2 creditor's right to redeem.

3 Section 628.16: Replaces the word "aforesaid" with "from  
4 the day of sale" in this provision describing who holds  
5 property absolutely after the expiration of creditors' rights  
6 to redeem to reflect language contained in Code section 628.15  
7 relating to the same subject matter.

8 Section 628.17: Replaces the word "it" in two places  
9 with more specific language and changes "to" to "through"  
10 and deletes the word "inclusive" to conform to current Code  
11 style, to clarify this provision describing what happens to  
12 a redeeming creditor's lien if the creditor who holds the  
13 property fails to take action to preserve the lien.

14 Section 628.22: Replaces a reference to "above" with a  
15 general reference to Code chapter 628 to clarify this provision  
16 articulating when a creditor is entitled to assignment of the  
17 sheriff's certificate of sale.

18 Section 631.12: Numbers unnumbered paragraphs, divides a  
19 long sentence into three sentences, and updates terminology  
20 to improve citation to and the readability of this provision  
21 relating to entry of judgment and setting aside default  
22 judgements in small claims.

23 Section 633.25: Updates the style and replaces a reference  
24 to "hereinbefore provided" with a reference to Code section  
25 633.22 to improve the readability and clarify this provision  
26 relating to the validity of clerks' orders in probate.

27 Sections 633.417, 633.432, and 633.666: Changes "to"  
28 to "through" to conform similar string citations regarding  
29 procedures applicable to denial and contest of claims in  
30 probate to current Code style in these provisions relating to  
31 the filing of claims against a decedent's estate, the allowance  
32 or disallowance of claims of a personal representative of an  
33 estate, and the denial and contest of claims.

34 Section 633.447: Divides a long sentence into three  
35 sentences and updates the style of this provision describing

1 when a probate matter is to be heard by the court or submitted  
2 to a jury.

3 Section 633.469: Numbers unnumbered paragraphs to  
4 facilitate citation and updates the language of this provision  
5 regarding interlocutory accountings by personal representatives  
6 of decedents' estates.

7 Section 633.479: Numbers unnumbered paragraphs to  
8 facilitate citation and conforms a list of conditions precedent  
9 which, if met, allow an estate to be finalized and personal  
10 representative discharges without an order of the court to  
11 current Code tabulation style to improve readability and to  
12 facilitate referencing within the provision.

13 Section 633.641: Numbers unnumbered paragraphs to  
14 facilitate citation and replaces the word "it" in several  
15 places with more specific language to clarify the meaning of  
16 this provision describing the duties of a conservator of an  
17 estate.

18 Section 636.18: Changes "to" to "through" to conform  
19 a string citation to current Code style in this provision  
20 excluding the cited Code sections, relating to the posting  
21 of bond through a surety company, from applying to bonds in  
22 criminal cases.

23 Section 657.6: Divides a long sentence into two sentences  
24 and updates the language to improve the readability of this  
25 provision describing the conditions for stays of execution in  
26 nuisance cases.

27 Section 669.14: Adds a comma after the word "apply" in  
28 this prefatory phrase describing the types of claims which are  
29 precluded from consideration under the state tort claims Act.

30 Section 709.15: Divides a long sentence in two places in  
31 subsection 2, of this Code section to match similar language in  
32 subsection 3, paragraph "a", subparagraph (2), and to simplify  
33 the language in this provision prohibiting sexual conduct  
34 between a counselor or therapist and a patient or client.

35 Section 715A.10: Adds the missing word "or" to complete

1 a phrase which is not a series in a definition of the term  
2 "merchant" within this provision prohibiting certain uses of  
3 scanning devices or encoding machines.

4 Section 716.7: Adds the words "or requested" after the word  
5 "notified" to conform this language articulating when a person  
6 has received sufficient notice for purposes of the definition  
7 of the term "trespass" to earlier language.

8 Section 726.5: Divides this Code section into parts based  
9 upon content, and numbers, letters, and updates language in  
10 the resultant Code section subunits to facilitate citation and  
11 improve the readability of this provision prohibiting failure  
12 or refusal of a person to provide support for the person's  
13 child or ward under the age of 18 years.

14 Section 809A.3: Conforms the language of this Code section,  
15 which includes certain offenses as "conduct giving rise to  
16 forfeiture", to the requirements specified in Code section  
17 321J.4B, which includes all of the subsections referenced, and  
18 which, in subsection 6, refers to the language stricken in this  
19 section of the bill.

20 Section 901A.2: Deletes the word "However" from language  
21 that does not appear to state an exception in this provision  
22 relating to the length of time to be served by certain  
23 convicted criminal offenders.

24 Section 910.2: Restructures language to conform listings  
25 of the items to be included as part of orders for restitution  
26 in criminal cases and the priority of payment that attaches  
27 to the items to current Code tabulation style to improve the  
28 readability and to facilitate citation to the items listed.

29 Section 915.86: Redrafts language relating to certain items  
30 that may be paid for with funds from the victim compensation  
31 fund to clarify that the words "install new" modifies the words  
32 "locks, windows, and other residential security items".

33 2018 Iowa Acts, chapter 1158, section 11: Adds the words  
34 "section of this" before the word "Act" to clarify the  
35 effective date of language because 2018 Iowa Acts, chapter

1 1158, had multiple effective dates. The change is made  
2 retroactively applicable to July 1, 2018, in Division II of the  
3 bill.

4 2018 Iowa Acts, chapter 1165, sections 137 and 138: Adds the  
5 words "division of this" before the word "Act" to clarify the  
6 effective date language contained within the new subsections  
7 that were added to Code sections 514C.32 and 514C.33. The  
8 division of 2018 Iowa Acts, chapter 1165, which contained these  
9 changes was effective upon enactment, and differed from other  
10 effective dates applicable to other changes in that Act. The  
11 changes made to both sections and contained in the bill are  
12 made retroactively applicable to June 1, 2018, in Division II  
13 of the bill.

14 2018 Iowa Acts, chapter 1172, section 89: Strikes an  
15 extraneous instance of the word "paragraph" to correct an error  
16 made in an amendment adding a new subsection 3 to Code section  
17 282.1. The change is made retroactively applicable to July 1,  
18 2018, in Division II of the bill.